IN THIS VOLVME
are conteined the ſtatutes made
and eſtabliſshed from the time
of kyng Henry the thirde, 1225
vnto the fyrſte yere of
the reigne of our
moſt grati=
ous and
victorious ſoueraigne lorde
kinge Henry the. viii.

Anno. M.D.XLIII.

TO THE REDER.

THere is nothynge so necessarye and profitable in a common weale as good lawes whiche are estabyshed, not only to let & represse the malice of the yl doers, but also to thentent that the good quiet people mought lyue in rest from spoyle and oppression. And as the frowarde wyly wyttes haue ben dayly occupied to imagyne and put in vre new kindes of iniuries and wronges, so the soueraygne gouernours, the kynges of thys realme, haue ben no lesse diligent from time to time, wyth all politike industrie, to make and establishe holsome lawes for the conseruation of peace, and to withstād cauin and wronge to be done. And as at the begynninge, there were few dyseases of the body, and therfore neded few medicines: So lykewyse at the fyrst as well in all other as this common weale, the transgressions were very fewe, and therefore neded few lawes, but afterwarde as they increased, the multitude of lawes grewe. And therefore it is now impossible, that (as many men argue) the lawes shoulde be fewe or fewe, to thende the people shoulde soone knowe, cunne, and beare theym awaye. Wherefore my counsayle is, that euery man be alway obediente vnto the lawes and ministres of the same, and endeuour him selfe to lyue well and vpryghtly, and neuer intende worse to his neyghbour, than he wolde hys neighbour shuld vnto him and to lyue sobrely temperately, accordyng as the Gospel of Christ teacheth, & he shall not lightly offend ageinst the lawes. But neuertheless somwhat to ease and help those as haue not time & leyser sufficieent to rede ouer these statutes, or beare them in mynd, I haue deuised a Table hereafter folowing wherin he that diligētly marketh it, shall sone fynd out what that be desireth to knowe, conteynted within this volume. Fyrst ye shal vnderstand, that the figure or figures, folowynge the worde that ye desyre to fynde, signifieth anno, the yere. The letter nexte after the figure, E. H or R. betokeneth Edwarde, Henry, or Richarde, the figure after the letter, sheweth whiche king in numbre. the letter. c. after that figure, signifieth capite, the chapiter. the figure after that. c, betokeneth the numbre of the chaptre. as in example. Abbettour.

Math. 6.
Luc. 12.
Eph. 4.
Iacob. 4.
1. Pet. 5.

13. E. 1. c. 12. that is, anno. 13.
Edwardi primi, capite. 12.
and so lyke wyse
of other.

A.

Abbettour.13.Edvv.1.cap.12.
Accomptes.52.Henr.3.cap.23.
Et.13.Ed.1.c.11.Et.5.R.2.cap
9.10.11.12.13.&.15.Et.6.eiuſd
cap.2.Et.1.Hen.4.ca.11.Et.2.
eiuſd.ca.24.et.6.eiuſd.c.3.Et.
11.H.6.c.8.
Actions of popular.4.Hen.7.c.20.Et.19.eiuſd
c.18.
Acton Burnel.11.Ed.1.
Addition.1.Hen.5.cap.5.
Admeaſurement of dower.13.Ed.1.ca.7.
Admeaſurement of paſture.13.E.1.ca.8.
Adminiſtratour.31.E.3.c.11.
Admyrall.2.R.2.c.4.Et.13.eiuſd.c.5.Et.15.ei
iuſd.c.3.Et.2.H.4.c.11.Et.2.H.5.cap.6.
Adowry.25.E.3.ſtat.5.
Aduouſon.13.E.1.c.5.&.48.Et.17.E.2.cap.8.
Affray.11.H.6.c.8.11.
Agreſtment.9.H.3.c.9.
Alap.9.H.5.ſtat.2.c.6.Et.2.H.6.ca.12.
Alienation.52.H.3.c.29.Et.6.E.1.c.3.Et.13.e
iuſd.cap.1.25.39.&.40.Et.17.E.2.cap.6.
Et.1.E.3.c.12.et.34.eiuſd.c.15.
Aliens.3.R.2.c.3.et.6.eiuſd.c.10.et.11.eiuſd.
c.7.et.16.eiuſd.c.1.Et.1.H.4.cap.17.Et.
14.H.6.c.7.
Ambition.12.R.2.c.2.
Amending of errours.9.H.5.c.4.Et.4.H.6.
c.3.et.8.eiuſd.c.12.
Amerciamentes.9.H.3.c.14.&.52.eiuſd.c.24
Et.3.E.1.cap.6.&.18.et.6.eiuſd.c.14.Et.
36.E.1.c.14.Et.7.H.4.c.3.
Amortiſement of landes.
Annoyaunces.45.E.3.c.2.
Annuities.11.R.2.c.8.Et.7.H.4.c.19.Et.1.E.
4.c.1.Et.11.H.7.c.8.
Appareil.37.E.3.c.8.9.10.11.12.13.&.14.Et.3.
E.4.c.5.et.22.eiuſd.c.1.
Appele.9.H.3.c.34.Et.3.E.1.ca.14.et.4.eiuſd
et.13.eiuſd.cap.12.et.28.eiuſd.Et.1.Hen.4
c.14.Et.7.H.5.et.9.eiuſd.cap.1.Et.8.H.6.
cap.10.et.10.eiuſd.c.6.et.18.eiuſd.c.12.Et.
3.H.7.c.1.
Appellour.6.E.1.c.9.et.13.eiuſd.c.12.
Apprentiſe.6.H.4.c.17.Et.8.H.6.c.11.Et.1.R
3.c.9.Et.11.H.7.c.11.et.12.eiuſd.c.1.
Appropriation.15.R.2.c.6.Et.4.H.4.c.12.
Archers.4.H.4.c.13.Et.3.H.7.c.12.
Armour.7.E.1.et.13.eiuſd.ſtat.2.c.6.Et.1.E.
3.c.5.Et.7.R.2.ca.16.et.15.eiuſd.ca.7.&.
20.eiuſd.c.1.Et.4.H.4.c.29.&.30.
Arrapes.18.H.6.c.14.
Arrowes.12.R.2.c.6.
Arrow heades.7.H.4.c.7.
Articles vpon the chartours.28.E.1.
Articles of inquiſition vpon the ſtatute of
wynchester.
Articles for the clergy.9.E.2.
Artificers.23.E.3.c.5.&.8.et.25.eiuſd.cap.5
&.8.et.34.eiuſd.ca.10.et.37.eiuſd.cap.
6.Et.2.R.2.c.8.et.12.eiuſd.c.3.et.13.eiuſd.
c.13.Et.4.H.4.c.14.
Artificers ſtraungers.1.R.3.c.9.
Aſſaut.11.H.6.c.11.
Aſſay.37.E.3.c.7.
Aſſemblies.2.R.2.ca.7.&.17.iuſd.ca.8.
Aſſiſe.20.Hen.3.cap.4.et.52.eiuſd.ca.18.Et.
13.E.1.cap.4.Et.1.Hen.4.ca.8.et.4.eiuſd
cap.8.Et.9.H.5.cap.3.Et.4.H.6.cap.2.et.
6.eiuſd.cap.2.et.8.eiuſd.c.26.et.9.eiuſd.c
1.Et.14.E.4.c.2.
Aſſiſe of nouel diſſeiſin.7.R.2.c.10.Et.9.H.
4.cap.5.Et.11.H.6.c.2.
Aſſiſe of abreade and ale.51.H.3.Et in titulo de
incertis temporibus.
Attachymentes.52.H.3.c.12.Et.3.Ed.1.cap.34
et.13.eiuſd.c.35.Et.5.Ed.3.c.9.et.25.eiuſd.
ſtat.4.c.24.et.38.eiuſd.c.5.et.ſec.ſtat.cap.2
Et.31.H.6.c.3.&.4.
Attaindre.8.E.3.Et.21.R.2.Et.9.H.6.cap.3.
et.29.eiuſd.c.1.
Attaynt.3.Ed.1.cap.37.&.46.Et.1.E.3.cap.6
et.5.eiuſd.c.7.et.28.eiuſd.cap.8.et.34.e
iuſd.cap.7.et.38.eiuſd.c.4.Et.9.R.2.ca.3
et.13.eiuſd.c.18.Et.3.H.5.c.5.Et.11.Hen.6
c.4.et.15.eiuſd.ca.5.et.18.eiuſd.ca.2.Et.18
H.7.c.25.&.24.et.19.eiuſd.ca.3.
Attaynted landes.7.E.4.c.5.
Attendaunce on the kynge in warre.11.H.7.cap
18.et.19.eiuſd.ca.1.
Attourney.20.H.3.cap.10.Et.6.E.1.c.8.et.35.
eiuſd.c.10.et.27.eiuſd.Et.12.E.2.c.1.et.15
eiuſd.Et.7.R.2.c.14.Et.4.H.4.cap.18.
&.19.et.7.eiuſd.cap.13.Et.5.H.5.Et.2.H
6 c.3.et.9.eiuſd.c.10.et.15.eiuſdem.cap.7.
et.18.eiuſd.cap.9.et.19.eiuſd.cap.22.et.33.
eiuſd.c.8.
Auditours.13.E.1.c.11.
Auerment.1.E.3.c.5.et.5.eiuſd.c.13.Et.1.R.2.
c.14.
Aulnage.27.E.3.c.4.et.50.eiuſd.c.8.Et.4.H
4.c.24.Et.17.E.4.c.5.
Aulnagetour.25.E.3.ſtat.3.c.1.et.27.eiuſd.c.4
Et.3.R.2.c.2.et.17.eiuſd.c.2.&.5.Et.1.H.
4.c.13.et.7.eiuſd.ca.10.et.11.eiuſdem.cap
6.et.13.eiuſd.ca.4.Et.11.H.6.ca.9.et.31.ei
iuſd.c.5.Et.4.E.4.cap.1.et.3.eiuſd.cap.3
Et.1.R.3.c.8.
Auncel weight.25.E.3.ſtat.4.c.9.et.34.eiuſd
c.5.Et.8.H.6.c.5.
Auoir de pois.27.E.3.ſtat.2.cap.10.
Awarde at Kenelworth.51.H.3.
Ayde.3.E.1.c.35.et.25.eiuſd.c.5.Et.14.E.3.c.
21.et.eodem anno ſtat.2.c.1.et.18.eiuſd.et.
25.eiuſd.ſtat.4.c.11.

B

Bakers. An. 51. H. 3.
Balaunce. 27. E. 3. ſtat. 2. c. 10. et. 34. eiuſd. c. 5. Et. 3. H. 6. c. 5. et. 11. eiuſd. c. 8 Et. 11. H. 7. c. 4.
Bankes. 9. H. 3. c. 15. & 16.
Barelled fyſſhe. 22. E. 4. c. 2.
Barettour. 3. E. 1. c. 32.
Barons of the Exchequer. 20. E. 3. c. 2. et. 27. eiuſd. ſtat. 2. c. 18. Et. 5. R. 2. c. 9. & 12. et. 8. eiuſd. c. 3. et. 9. eiuſd. c. 2. et. 14. eiuſd. c. 11.
Barons of the v. portes. 31. E. 3. ſtat. 2. c. 2.
Barony. 15. E. 3. ſtat. 3. c. 6.
Barwyke. 15. R. 2. c. 7. Et. 2. H. 5. ſtat. 2. c. 6. Et. 8. H. 6. c. 21. Et. 22. E. 4. c. 8.
Baſtardye. 20. H. 3. cap. 9. Et. 25. E. 3. Et. 9. H. 6 cap. 11.
Baylyffes. 9. H. 3. ca 28. Et. 13. E. 1. c. 13. 29. & 36. et. 13. eiuſd. ſtat. 2. cap. 6. Et. 12. E. 2. cap. 5 Et. 2. E. 3. ca. 4. Et. 4. eiuſd. ca. 9. et. 23. eiuſd. c. 6. et. 25. iuſd. ca. 6. & 7. et. 25. eiuſd. ſtat. 3. c. 1. et eodem anno ſtat. 4. c. 21. et. 37. eiuſd. ſtat. 2. c. 15. et. 42. eiuſd. c. 6. & 21. Et. 12 R. 2. c. 3. & 13. & 17. eiuſd. c. 4. Et. 2. H. 5. c. 8. Et. 6. H. 6. c. 3. et. 23. eiuſd. c. 13.
Baylyffe errant. 14. E. 3. c. 9.
Bailiffe of Chriſtſſe. 1. H. 5. c. 4.
Bayle. 5. E. 3. ca. 8. Et. 3. H. 7. c. 3.
Bayon. 27. E. 3. c. 7.
Beaken. 21. R. 2. c. 8. Et. 10. H. 6. c. 5.
Bearyng of armour. 7. E. 1.
Bearres. 4. E. 3. c. 11. et. 20. eiuſd. c. 5.
Beaupleder. 52. H. 3. c. 11. Et. 3. E. 1. c. 8. Et. 1. E. 3. c. 8.
Beggars. 23. E. 3. c. 7. Et. 12. R. 2. c. 7. Et. 19. H. 7. c. 12.
Benefices. 3. R. 2. c. 3. et. 7. eiuſd. c. 12. Et. 4. H. 4. c. 22. Et. 1. H. 5. c. 7.
Benevolence. 1. R. 3. c. 2.
Bigamy. 4. E. 1. c. 5. Et. 18. E. 3. ſtat. 2. ca. 2.
Billes caſt into houſes. 8. H. 6. c. 6.
Byſſettes of golde. 27. E. 3. ſtat. 2. ca. 14.
Blacke money. 9. E. 3. ſtat. 2. c. 4.
Blackeney. 31. E. 3. ſtat. 3. c. 1.
Blanke cokettes. 11. H. 6. c. 16.
Blanke money. 2. H. 6. c. 9.
Bodies in corporate. 19. H. 7. c. 7.
Bookes. 1. R. 3. c. 9.
Booke of domeſday. 1. R. 2. ca. 6.
Bondman. 19. H. 7. c. 15
Butler. 25. E. 3. ſtat. 4. c. 21 et. 27. eiuſd. c. 6. et. 43. eiuld. c. 3 Et. 4. H. 4. c. 20.
Bouchers. 4. H. 7. c. 3.
Boundes of the ſtaple. 28. E. 3. c. 15.
Bowes. 13. E. 1. ſtat. 2. c. 6. Et. 12. R. 2. c. 6. Et. 22 E. 4. c. 4. Et. 3. H. 7. c. 12.
Bowyers. 22. E. 4. c. 4.
Bowſtaues. 12. E. 4. c. 2. Et. 1. R. 3. c. 11. Et. 19. H. 7. c. 2.
Brasiers. 19. H. 7. c. 6.
Breaking of priſons. 1. E. 2.
Brennyng of houſes. 8. H. 6. c. 6.
Bridges. 9. H. 3. c. 15.
Bristow. 1. H. 6. c. 1.
Britayne. 4. H. 7. c. 4.
Britons. 3. H. 5. c. 3.
Broderers clothes. 4. E. 4. c. 1. et. 5. eiuſd. c. 2. Et. 1. R. 3. c. 8.
Brokers. 3. H. 7. c. 8.
Bruer. 51. H. 3. Et. 33. H. 6. c. 4.
Brouderers. 4. H. 7. c. 21.
Buckeſtalles. 19. H. 7. c. 11.
Bullion. 37. E. 3. ſtat. 2. c. 14. Et. 2. H. 4. c. 5. Et. 9. H. 5. c. 2. Et. 2. H. 6. ca. 12. et. 8. eiuſd. c. 18. & 11. eiu. c. 13. Et. 3. E. 4. c. 1. et. 17. eiuſd. c. 1.
Burdeux. 27. E. 3. c. 7.
Burgage. 9. H. 5. c. 27.
Burgeſes of parliament. 1. H. 5. c. 1. Et. 23. H. 6. ca. 15.
Burnyng in the forehead. 34. E. 3. c. 10.
Buſhell. 34. E. 3. c. 6. Et. 1. H. 5. c. 10. Et. 11. H. 6. cap. 8.
Butter. 3. H. 6. c. 4. et. 18. eiuſd. c. 3.
Byer. 36. E. 3. c. 23. & 4.
Byenge of woſſtes. 4. E. 4. c. 3.
Byſſhoppes. 13. E. 1. c. 41.
Byſſhop of Rome his vſurped power. 25. Ed. 3. ſtat. 5. Et. 16. R. 2. c. 5.

C

Caſtes. 21. R. 2. c. 19. & 18. Et. 2. H. 4. c. 6. E. 1. H. 5. cap. 9 et. 9. eiuſd. c. 6. et eodem an. ſtat. 2. c. 5. E. 2. H. 6. ca. 4. et. 8. eiuſd. c. 17. 18. 19. & 20. et. 10. eiuſd. cap 5. et. 7. et. 14. eiuſd. c. 2. & 6. et. 25. eiuſd. cap 8 et. 18. eiuſd. c. 3. & 19. & 23. eiuſd. cap. 2. Et. 3. E. 4. c. 1. & 12. eiuſd. c. 5. et. 14. eiuſd. c. 3. et 17. eiuſd. c. 1. Et. 2. H. 7. c. 3. et. 19. eiuſd. c. 22.
Cannas. 34. E. 3. c. 15.
Capias. 25. E. 3. ſtat. 4. c. 14. Et. 7. H. 4. cap. 13.
Capitaynes. 18. H. 6. c. 18. Et. 7. H. 7. c. 1.
Cappes. 22. E. 4. c. 5. Et. 4. H. 7. c. 9.
Cariage of gold & ſylver ouer ſea. 4. H. 7. c. 23.
Cariage of wolles ouer the ſea. 31. E. 3. cap. 8. & 38. eiuſd. c. 6.
Carliel. 14. H. 6. c. 3. Et. 22. E. 4. c. 8.
Carpenters. 25. E. 3. c. 3. et. 34. eiuſd. c. 9.
Cartar del ſtaple. 27. E. 3. ſtat. 2. c. 4.
Caſtell. 9. H. 3. c. 19. Et. 3. E. 1. c. 17. Et. 13. R. 2. cap. 15.
Caſtelwarde. 9. H. 3. c. 20.
Catholike feyth. 2. H. 4. c. 15.
Cercioran. 2. H. 5. c. 2.
Certificat. 3. H. 7. c. 7.
Chace. 22. E. 4. c. 7.
Challenge. 13. E. 1. c. 31. et. 33. eiuſd. Et. 25. Ed. 3. ſtat. 2. c. 8. Et. 7. H. 7. c. 4.
Chamberlaynes. 13. E. 1. c. 41. Et. 16. R. 2. cap. 6
Champertours. 33. E. 1.
Champerty. 4. E. 3. c. 1. Et. 7. R. 2. ca. 15.

Chan-

Champion.3.E.1.c.40.
Chancery.36.E.3.c.4.9.&.13.Et.11.H.7.c.25
Chancellour of Englande.20.E.3.ca.6.et.25.eiuſd.ſtat.3.c.1.et.36.eiuſd.c.13.Et.7.R.2 c.14.Et.16.eiuſd.c.6.et.17.eiuſ.c.6.Et.4.H.4.c.8.et.9.&.17.Et.3.H.6.c.4.et.8.eiu c.14.et.9.eiuſd.c.9.et.31.eiuſd.c.2.4.&.19.et.33.eiuſd.c.1.Et.12.E.4.c.6.
Chaunsellours of vniuerſities.9.H.5.c.8.Et.2 H.6.c.8.
Chantery.13.E.1.c.40.
Chaungeour.2.H.6.c.12.
Charter of the forreſtes.9.H.3.
Charter of pardon.2.E.3.c.2.et.4.eiuſd.c.13.et.5.eiuſd.c.12.et.10.eiuſd.c.2.&.3.et.14.eiuſd.c.15.et.27.eiuſ.c 2.Et.13.R.2.ſtat.2.c.1.et.16.eiuſd.c.6.Et.5.H.4.c.2.
Cherſe.3.H.6.c.4.et.9.eiuſd.c.8.et.18.eiuſd.cap.3.
Cheſter.21.R.2.c.9.Et.1.H.4.c.18.
Cheuiſance.3.H.7.c.5.& 6.
Chyldren borne beyond the ſea.25.E.3.et.42.eiuſd.c.10.
Chiminage.9.H.3.c.14.
Chirographer.13.E.1.c.43.Et.2.H.4.c.8.et.5.eiuſd.c.14.
Churche.9.H.3.c.1.Et.13.E.1.ca.48.Et.50.E.3.c.1.Et.1.R.2.c.1.et.6.eiuſd.c.1.et.8.eiuſd.c.1.
Churcheyarde.13.E.1.ſta.2.c.6.Et.15.R.2.c.5.
Circumſpecte agatis.13.E.1.
Circuite.13.E.1.c.10.
Ciſteux.2.H.4.c.4.
Citations.38.E.3.c.9.
Clergy.14.E.3.ſtat.3.c.1.et.18.eiuſd.ſtat.2.c.3.&.7.Et.4.H.4.c.2.&.3.et.8.H.6.c.1.
Clerke.52.H.3.c.27.Et.3.E.1.c.2.Et.14.E.3.c.11.et.15.eiuſd.c.13.et.18.eiuſd.c.2.Et.1.R 2.c.3.Et.4.H.4.c.3.et.5.eiuſd.c.14.
Clerkes arrayned.25.E.3.ſtat.2.c.4.&.5.
Clerkes of Chauncery.18.E.3.Et.1.H.5.c.5.
Clerkes of courſe.18.E.3.
Clerke of the crowne.2.H.4.c.10.
Clerkes of the courtes.2.H.6.c.10.
Clerkes of iuſticers.3.E.1.c.27.&.28.et.13.eiuſd.c.43.E.25.E.3.c.7.
Clerke of the remembraunce.37.E.3.c.4.Et.5 R.2.c.14.&.15.
Clerke of the pipe.37.E.3.cap.4.Et.5.R.2 c.14.
Clerke deſcheker.1.R.2.c.5.et.5.eiuſd.c.12.
Clerke of the rolles.12.R.2.c.2
Clerke to the ſhirriffe.1.H.4.c.4.
Clerke of the market.14.E.3.c.12.Et.13 R.2.c.4.et.16.eiuſd.c.3.
Clippyng of money.3.H.5.c.6.&.7.
Clothes.11.E.3.ca.2.et.25.eiuſd.ſtat.3.c.1.et 47.eiuſd.c.1.et.57.eiuſd.c.7.Et.3.R.2.c 2.et.7.eiuſd.c.9.et.12.eiuſd.c.14.et.13.eiuſ c.10.&.11.et.15.eiuſd.cap.10.&.17.eiuſd.c 2.Et.2.H.4.cap.16.&.19.et.4.eiuſd.cap.6 et.9.eiuſd.cap.6.et.11.eiuſd.cap.6.et.13.eiuſd.c.4.Et.11.H.6.c.9.et.27.eiuſd.c.1 et.28.eiuſd.c.1.Et.4.E.4.c.1.et.7.eiuſd cap.2.
Cloth of Golde.&c.12.E.4.c.3.
Clothe making.1.R.3.ca.8.
Clothes not fulled caried beyonde the ſea.7.E 4.cap.3.
Clothes made and brought from beyonde ſea.4.E.4.c.1.
Clothwoorkers.11.E.3.c.5.et.37.eiuſd.c.15.Et 7.H.4.c.10.&.11.Et.18.H.6.c.6.Et.4.E 4.c.1.Et.12.H.7.c.4.
Cogware.13.R.2.c.10.
Cogne currant.19.H.7.c.5.
Coignage.9.H.5.c.6.&.11.et eodem anno, ſtat.2.cap.2.
Collaterall title.20.E.1.
Collation.14.Ed.3.ſtat.3.cap.2.et.25.eiuſd.ſtat.2.cap.3.Et.13.R.2.cap.1.Et.4.H.4.cap.22.
Collection.9.H.5.c.9.
Collectours.17.R.2.c.5.
Collectours of the.x.and.xv.9.H.5.ſtat.2.cap.10.Et.18.H.6.c.5.E.1.R.3.c.14.
Colluſion.3.E.1.c.29.
Commenaltie.Anno.15.R.2.ca.5.Et.8.H.6.ca.27.
Commiſſion.28.E.3.ca.3.et.36.eiuſd.cap.2.et.42.eiuſd.c.4.&.7.Et.5.R.2.cap.16.&.21.eiuſd.c.3.Et.3.H.4.c.9.&.4.eiuſd.c.9.&.11.et.7.eiuſd.c.11.
Commiſſion of peace.17.R.2.c.10.Et.11.H.6.c.6.Et.1.E.4.
Commiſſion of ſewers.6.H.6.c.5.et.8.eiuſd.c.3.et.18.eiuſd.c.10.et.23.eiuſd.c.9.Et.12 E.4.c.6.Et.4.H.7.c.1.
Commiſſion of purueyours.20.H.6.c.8.
Commiſſioners.7.H.4.c.11.
Common.53.E.1.c.47.
Common of wood, turfelande, or fyſhyngs.13.E.1.c.32.
Common pleab.9.H.3.c.11.
Common benche.2.E.3.c.11.
Complaynt.38.E.3.c.9
Condemnation.2.H.5.c.2.
Confirmation of the charters.52.H.3.c.9.Et.25.Ed.1.cap.1.et.28.eiuſ.c.1.Et.1.Ed.3.c.1.&.2.eiuſd.c.1.et.4.eiuſd.c.1.&.5.eiuſd.c.1.&.10.eiuſd.c.1.et.15.eiuſd.cap.1.Et.1.R.2.c.1.et.5.eiuſd.c.1.et.7.eiuſd.ca.2.et.8.eiuſd.c.1.Et.9.R.2.c.1.et.21.eiuſd.c.1.Et.2.H.6.c.1.Et.12.H.7.c.2.
Confirmation of the ſtaple.27.Ed.3.ſtat.2.cap.28.
Congregation.4.H.4.c.28.
Conyſaunce.An.25.Ed.3.ſtat.2.c.8.et.17.eiuſd.c.1.

Conystance del staple.27.E.3. stat.2. cap.5. Et. 30.eiusd.c.7.
Conservatour.2.H.5.c.6.
Conspiracy.1.H.5.c.3.Et.18.H.6.ca.12.Et.3.H. 7.c.17.
Conspiratours 33.E.1.Et.4.E.3.c.11. Et.3.H. 7.c.13.
Constables.13.E.1.stat.2.c.6.Et.25.E.3.ca.6. &.7.Et.12.R.2.c.3.Et.5.H.4.c.10. Et.20. H.6.c.8.et.22.eiusd.c.14. Et.3.E.4.cap.4. Et.11.H.7.c.22.
Constable of Englande.13.R.2.ca.2.Et.1.H.4 cap.7.
Constable of castell.9.H.3.c.19.
Constable of the staple.27.E.3.stat.2.c.21.23. &.24.Et.36.eiusd.c.7.
Constitution.4.H.4.cap.3.
Consultation.50.E.3.c.4.
Controller.42.E.3.c.1.Et.14.R.2. cap.10.Et 17.eiusd.c.5.Et.1.H.4.c.13.et.4.eiusd. cap. 28.Et.5.eiu.c.9.Et.13.eiusd.c.5.Et.11.H.6 c.15.et.20.eiusd.c.5.
Controller of the mint.2.H.6.ca.12.
Conuocation.8.H.6.ca.1.
Copy.6.H.6.c.1.
Cordewayners.25.E.3.c.4.Et.13.R.2.c.12.& 21.eiusd.c.16.Et.4.H.4.c.35.Et.2.H.6.cap.7 Et.4.E.4.c.7.Et.1.H.7.c.5.et.19.eiusd. c.19.
Corier.1.H.7.c.5.et.19.eiusd.c.19.
Corne.15.R.2.cap.4.Et.20.H.6.c.5.et.23.c. eiusd.c.6.Et.3.E.4.c.2.
Coroner.12.H.3.c.20.
Coronet.3.E.1.c.10.et.4.eiusd.Et.14.E.3.cap 8.et.28.eiusd.ca.6.Et.2.H.5.c.8.Et.15.H. 6.c.5.Et.3.H.7.c.1.
Corpus cum causa.2.H.5.c.2.
Corrections of the statute of Glouc.ster.9.Ed.1
Correctours in the staple.27.E.3.stat.2. cap.22 &.23.
Coume 13.E.1.c.4.
Councelles of lordes or lapies.15.R.2.cap.12. et.16.eiusd.c.2.
County.9.H.3.c.35.
County of Chester.9.H.5.c.2.Et.18.H.6.cap. 13.et.20.eiusd.c.2.
County of Hereford.9.H.6.c.7.8.11.eiusd.c.7.
County of Lancaster.7.H.5.et.9.eiusd.c.1.& 2.Et.18.H.6.c.13.et.20.eiusd.c.2.&.31.c. iusd.c.6.et.33.eiusd.c.2.
Counterfaytors of money.9.H.5.stat.2.c.8.Et 4.H.7.c.18.
Courtes.13.E.1.c.35.Et.27.E.3.c.1.Et.2.H.6. cap.10.
Court of Rome.38.E.3.c.1.
Court of the stewarde and marshall.13.R.2.ca.3
Crickes.11.H.6.c.14.et.14.eiusd.c.4.
Crossebowes.19.H.7.c.4.
Crosses.13.E.1.c.32.
Custody.9.H.3.c.4.
Cumberland.14.H.6.c.3.
Custome.14.E.3.c.21.et.27.eiusd.stat.2.cap. 26.et.31.eiusd.c.8.et.38.eiusd.ca.8.Et.11. H.4.c.7.&.10.Et.2.H.6.ca.7.et.3.eiusd. c.3.Et.11.eiusd.c.25.et.29.eiusd.ca.4.et.7. Et.1.H.7.ca.2.et.11.eiusd.cap.6.&.14.Et. 19.eiusd.c.2.
Customers and controllers.27.Ed.3.stat.2. c.1.et.43.eiusd.c.1.Et.14.Rich.2. cap.10. Et.1.Hen. 4.c.13.et.4.eiusd.cap.20.et.5. eiusd.cap. 9.et.13. eiusd.c.5.Et.11.H. 6.c.15 &.16.et.20.eiusd.c.5.et.27.eiusd.cap.2.et. 28.eiusd.c 5.et.31.eiusd.c.5.Et.4.E.4.ca. 2.&.6.Et.12.eiusd.c.3.et.17. eiusd.c.1.Et. 3.H.7.c.7.&.8.
Cutyng of tongues.5.H.4.c.5.

D

Daggers. Anno.12.R.2.cap.6.
Damages. Anno.6.E.1.c.1.et.13.eiusd. c.5.18.&.25.Et.17.R.2.cap.6.Et.3. H.7.c.10.
Darrayn presentment.an.9.H.3.ca.13.Et.52. eiusd.c.12.
Dayes in banke.51.H.3.
Dayes in a writte of dower.an.51.H.3.
Deedes.9.Ed.3.cap.4.Et.5. eiusdem.cap.8. Et.anno.6.R.2.c.4.
Deede of gyfte.4.E.1.c.6.Et.3.H.7.c.4.
Deere.9.H.3.c.11.
Deere hayes.19.H.7.c.11.
Death of man.an.6.Ed.1.c.9.
Defence.an 4.H.4.ca.31.
Delayes.3.E.1.c.44.Et.14.E.3.c.
Delayes in actions on the case.19.H.7.c.9.
Delyuering of writtes.13.E.1.ca.49.
Demaundant.13.E.1.c.31.
Demeine.13.E.1.c.9.
Denysin.25.E.3.stat.3.c.2.et.42.eiusd.cap.2 Et.11.R.2.c.7.et.14.eiusd.c.4.&.5.Et.4. H.4.c.7.8.&.15.Et.20.H.6.c.4.
Denmarke.8.H.6.c.2.et.10.eiusd.c.3.
Deodande.4.Ed.1.
Depopulatores agrorum.4.H.4.c.2.
Dertmouth.14.R.2.c.7.et.15 eiusd.c.8.
Dette.9.H.3.c.8.Et.3.E.1.cap.19.&.23.et.13. eiusd.c.11.18.&.19.Et.25.Ed.3.stat.4.c.19 Et.1.R.2.c.5.et.2.eiusd.stat.2.ca.3.et.6.eiusd.c.2.Et.5.H.4.c.8.
Dettour.9.H.3.c.8.
Diffamation.13.E.1.stat.4.
Dike.13.E.1.c.45.
Discrept.3.E.1.c.29.Et.2.E.3.c.17.
Distrent.20.H.3.c.8.Et.3.E.1.c.38.
Distraynte.9.H.4.c.4.
Discontinuance.11.H.7.c.20.
Dismes.18.E.3.cap.1.&.7.Et.5.H.4.cap.11. Et.7.eiusd.c.6.et.9.eiusd.c.7.Et.1.R.3.c 14.Et.4.H.7.c.5.
Dismes and quinzisme.an.7.H.7.ca.5.
Disobedience.31.H.6.c.2.

Disparagement.9.H.3.c.6.&.20. eiusd.c.6.
Disseisies.1.R.2.c.9.Et.11.H.6.c.4.
Disseisin.20.H.3.c.3.Et.3.E.1.c.23.36.& 46. et.6.eiusd.c.14.
Dissetour.13.E.1.c.25.
Disturbance.2.R.2.c.1.
Disturder.13.E.1.c.5.
Distresses.51.H.3.Et.52.eiusd.c.2.3.4.9.& 15.Et.3.E.1.c.1 16.17.&.23.Et.6.eiusd.c.4 Et.13.eiusd.c.2.9.11.&.36.Et.2.H.4.c.16. Et.28.H.6.c.4.
Dogges.9.H.3.c.6.Et.14.E.3.c.19.et eodem anno stat.3.c.1.Et.13.R.2.c.13.
Dozeter.9.H.6.c.6.
Dothyn.3H.5.
Dower.9.H.3.c.7.Et.20. eiusd.c.1.Et.3.E.1. c.48.Et.4.eiusd.c.3.et.6.eiusd.c.7.Et.13.et eiusd.c.9.&.33.Et.17.E.2.c.4.Et.1.E.4.
Drapers.37.E.3.c.15.Et.4. H.7.c.8.
Drapery.3.H.7.c.11.
Drawlatches.7.R.2.c.5.
Duke of Burgoyne.4.E.4.c.5.
Dures.1.E.3.c.3.Et.5.R.2.c.6.

E

Election.An.3,E.1.cap.5.Et.25.E.3.stat.5
Election of bishoppikes.13.R.2.stat.2.c.2.
Election of knightes for the shire. 7. H.4.
Eeles.22.E.4.c.2.Et.11.H.7.c.23. (c.15.
Elopyment.13.E.1.c.15.
Embracery.3.H.7.c.1.et.11.eiusd.c.3.Et.19. eiusd.c.13.
Embracours.38.E.3.c.12.
Employment.3.H.7.c.8.
Englande.14.E.3.stat.4.
Englesthery.14.E.3.c.4.
Enditementes.1.E.3.c.17. Et.5. eiusd.c. 11.& 18.eiusd.c.1.Et.11.H.4.c.9.Et.7.H.5.Et.9. eiusd.c.1.Et.6.H.6.c.1.Et.8.eiusd.c.10.Et.10 eiusd.c.5.et.11.eiusd.c.6.Et.18.eiusd. c.12. Et.1.E.4.c.2.Et.1.R.3.c.4.
Enditours.1.E.3.c.11.Et.25.E.3.stat.4.c.3. Et.1.R.2.c.13.
Englyshman.42.E.3.ca.8.et.43.eiusd.ca.2.
Enquery.18.E.3.c.1.Et.34. eiusd.c.1.&.42. eiusd.c.4.
Enquest.52.H.3.c.13.&.24.Et.12.E.2.c.2.& 3.Et.2.E.3.c.16.Et 3.eiusd.c.11.Et.5.eiusd c.2.et.6.eiusd. c.2.Et.10.E.3. stat.2.c.2. Et 14.eiusd.c.16.et.34.eiusd.c.13.Et 42.eiusd. c.11.Et.11.H.4.c.9.Et.2.H.5. stat.2. c.3. Et 8.H.6.c.16.&.29.Et.18. H.6.c.2. &.6. Et 23.eiusd.c.10.Et.3.H.7 c.1.&.11.eiusd.c.21
Enrollement.13.E.1.c.29.&.44. Et.12. Ed.2. cap.3.
Entries.13.E.1.c.3.Et.5.R.2.c.6.&.7.Et.8.H 6.c.13.Et.1.E.4.
Entring of pleas.8.R.2.c.4.
Erledome of Marche.4.H.7.c.14
Errour.5.E.3.c.2. Et.10. eiusd. stat.2. c.2. Et 28.eiusd.c.10.Et.31.eiusd.c.12.Et.42.eiusd. c.3.Et.9.R.2.c.3.Et.8.H.6.c.11.&.15.Et.3. H.7.c.10.Et.19.eiusd.c.20.
Escape.31.E.3.c.14.Et.19.H.7.c.10.
Escheker.51.H.3.Et.6.E.1.c.14.Et. 10. eiusd.& 13.eiusd.c.8.Et.31.E.3.c.3. et.12.Et.1.R 2.c.5.et.5.eiusd.c.10.11.14.15.&.16.Et.13 eiusd.c.14.Et.33.H.6.c.2.
Eschete.9.H.3.c.31.Et.17.E.2.c.12.&.14.Et. 25.E.3.stat.4.c.2.
Eschetours.29.E.1.Et.14.E.3.ca 8.&.13.Et. eodem anno.stat.3.c. 4.&.5.Et.28.eiusd.c 4.Et.34.eiusd. c. 12.13.&.14.Et.36.eiusd c.15.et.42.eiusd.c.5.Et.9.H.5.c.5.et.eod anno.sta.2.c.8.Et.8.H.6.c.16.Et.18.eiusd. c.6&.7.Et.23.eiusd.c.17.Et.12.E.4.c.9.
Estuage.9.H.3.c.37.Et4.H.4.c.13.
Essoen.52.H.3.c.19.Et.3.E.1.c.41.42 &.43 et.6. eiusd.c.8.Et.13.eiusd.c.12.17.27.&.28 Et.12.E.2.Et.9.E.3.c.3.
Estretes.51.H.3. Et.31. E.3. cap.3. Et. 42.eiusd.c.9.
Estripament.6.E.1.c.13.
Examthee.2.H.5.c.5.et.9.eiusd.c.7.
Exception.13.E.1.c.25.&.30.
Exchaunge.9.Et.3.stat.2.c.7.Et. 18..eiusd.c. 6.Et.25.eiusd.stat.4.c.12.Et.5.R.2.c.2.& 14.eiusd.c.2.Et.11.H.4.c.10.Et.9.H.5.stat 2.c.2.4.&.9.E.1.H.6.c.1.&.4.Et.3.H.7 c.5.et.6.
Exchangcours.25.E.3.stat.4.c.12.Et.9.H.5. stat.2.c.3.
Excommunication.25.E.1.c.4.
Executours.13.E.1.c.23.Et.9.E.3.c.3.Et. 25. eiusd.stat.4.c.5.Et.9.H.6.c.4..
Exemplification.1. R.2.c.6. Et.6. eiusd.c.4.
Exemption.52.H.3.c.14.
Exigend.18.E.3.stat.1.c.5.Et.6.H.6.ca.1.Et. 18.eiusd.c.13.Et.20.eiusd.c.2.
Exigenters.10.H.6.c.4.et. 18.eiusd.c.9.
Expences.12.R.2.c.12.
Expositions vpon the statute of Gloucester.an. 6.E.1.
Extent of a manour.4.E.1.
Extoxtion.1.H.4.c.11.et.2.eiusd.c.8.&.10. Et.23.H.6.c.10.Et.33.eiusd.c.3.
Exyle.1.E.3.c.2.
Eyre.18.E.3.stat.2.c.6.

F.

False imprisonment. Anno.13.E.1.c.13.
False iudgement.52.H.3.c.10.
False money.9.E.3 stat.2.c.2.&.9.
Farthinges.9.E.3.stat.2.c.3.Et.17.R.2.cap.1 Et.4.H.4.c.10.Et.17.E.4.c.1.
Fauconers.36.E.3.c.5.
Fayres and markettes.13.E.1.stat. 2.c.6. Et.1. E.3.c.15.Et.5.eiusd.c.5.Et.27.H.6.c.5.Et 1.E.4.Et.17.eiusd.c.2.Et.3.H.7.c.9.
Fee and robe.20.E.3.c.1.
Fees.2.H.4.c.23.Et.11.H.7. c. 18.

Fees for the officers of the staple. 27.E.3.sta.3.
Felles. 27.E.3.stat.2.c.15.&.27.
Felones. 3.E.1.c.9.&.12.&.27.eiusd.c.3.Et. 31.E.3.c.3.Et.9.H.4.c.4.
Felony. 3.E.1.c.9.et.6.eiusd.c.9.et.13.eiusd. stat.2.c.1.2.&.3.Et.25.E.3.stat.4.c.2.& 24.Et.9.H.4.c.3.Et.18.H.6.c.15.& 19.et.28.eiusd.c.4.et.33.eiusd.c.1.Et. 32.E.4.c.5.&.14.eiusd.c.3.et.17.eiusd. c.1.Et.1.H.7.c.7.et.3.eiusd.c.2.&.13.et. 4.eiusd.c.25.et.7.H.7.c.1.
Feoffement. 52.H.3.c.6.Et.4.E.1.c.1.&.13. eiusd.c.16.Et.1.R.2.c.9.Et.5.H.4.c.1. et.7.eiusd.c.5.&.12.Et.1.R.3.c.1.&.5.Et 1.H.7.c.1.et.7.eiusd.c.3.Et.19.eiusd.c.15.
Fermers. 52.H.3.c.23.
Fesaunres. 11.H.7.c.17.
Fether beddes. &c. 11.H.7.c.19.
Fieri facias. 13.E.1.c.18.
Field. 1.H.7.c.6.
Filiter. 10.H.6.c.4.et.18.eiusd.c.9.
Filinge of money. 3.H.5.c.6.
Fines. 3.E.1.c.18.et.13.eiusd.c.44.Et.1.E. 3.c.12.et.31.eiusd.c.6.et.36.eiusd.c.14.et. 38.eiusd.c.3.Et.5.H.4.c.14.Et.1.R.3.c.7 Et.4.H.7.c.24.
Fines leuied. 27.E.1.c.1.Et.15.E.2.
Finoures. 4.H.7.c.2.
Furettis. 13.R.2.c.13.
Fleeses. 15.E.3.stat.3.c.2.
Fleete. 1.R.2.c.12.
Force. 1.E.3.c.3.et.2.eiusd.c.3.
Forcible entree. 15.R.2.c.2.Et.1.H.4.c.8.et 13.eiusd.c.7.Et.8.H.6.c.9.Et.19.H.7.c.13
Foregoer. 36.E.3.c.5.
Forestes. 9.H.3.c.1.&.7.Et.33.E.1.Et.7.R 2.c.3.&.4.Et.22.E.4.c.7.
Forest of Deane. 8.H.6.c.27.et.19.H.7.c.18
Forest of Inglewood. 4.H.7.c.6.
Forester. 9.H.3.c.14.&.16.E.25.E 3.sta.4.c.7
Foreyn. 6.E.1.c.12.Et.1.H.4.c.17.et.9. eiusd.c.7.
Foreyn plea. 23.H.6.c.12.
Forfayture 3.4.E.3.c.12.Et.11.R.2.c.4.5 &.6.et.21.eiusd.c.10.&.11.
Forging of false deedes. 1.H.5.c.3.
Forging of vntrue charters. 7.H.5.
Forschoke. 10.E.1.
Forstallers. 25.E.3.stat.3.c.3.Et.2.R.2.c.2.
Forstalling. 27.E.3.c.5.&.11.et.28.eiusd. c.13.Et.6.R.2.c.11.
Foteball. 12.R.2.c.6.
Fourmedone. 1.H.7.c.1.
Fraternities. 15.R.2.c.5.Et.15.H.6.c.6.
Fraunchises. 1.E.3.c.9.et.9.eiusd.c.1.et.4. Et.14.eiusd.ca.1.Et.15.eiusd.cap.1.Et.25. eiusd.stat.4.c.10. Et.3.R.2.ca.1.Et.7. eiusd.c.1.Et.1.E.4.c.1.
Free elections. 9.H.4.c.8.
Free holders. 52.H.3.c.22.
Free man. 9.H.5.c.29.
Free mariage. 13.E.1.c.1.
Frenche men. 1.H.5.c.7.
Fresh suite. 3.E.1.ca.9.et.4.6.Et.13.eiusd. stat.2.c.1.Et.28.E.3.c.11.
Friers. 4.H.4.c.17.
Frise ware. 50.E.3.c.8.
Frythsythe. 2.H.6.c.15.Et.4.H.6.c.21.
Fruites. 6.H.4.c.1.
Fugitiues. 31.E.3.c.3.
Fullers. 13.R.2.c.11.et.15.eiusd.c.10.Et.4. E.4.c.1.
Furres. 11.E.3.c.4.
Fustians. 11.H.7.c.27.
Fyshe. 31.E.3.stat.3.c.1.Et 13.R.2.c.19.Et. 17.H.6.c.5.Et.28.E.4.c.2.Et.11.H.7. ca.23.
Fysher. 17.R.2.c.9.
Fysshemonger. 6.R.2.c.11.et.7.eiusd.ca.11.

G

Gage. 1.H.6.c.5.
Galihalfepence. 11.H.4.c.5.Et.13.eiusd c.6.Et.3.H.5.
Gaole delyuery. 4.E.3.c.2.
Gardeyn. 9.H.3.c.4.&.5.Et.52.eiusd.c.4. Et.3.E.1.ca.21.22.&.47.Et.13.eiusd.c.4 &.7.Et.14.E.3.c.13.
Gardeyn in socage. 52.H.3.c.17.
Gascoyne. 38.E.3.c.11.Et.42.eiusd.c.8.Et 43.eiusd.c.2.Et.23.H.6.c.18.
Gauelet. 10.E.2.
Gauelkinde. 18.H.6.c.2.
Gaugeour. 27.E.3.c.8.et.31.eiusd.c.5.Et.4 R.2.c.1.Et.17.eiusd.c.5.Et.1.H.4.c.13. Et.13.eiusd.c.5.Et.18.H.6.c.17.et.23. eiusd.c.16.Et.31.H.6.c.5.Et.22.E.4. c.2.Et.1.R.3.c.13.
Gauge peny. 23.H.6.c.16.
Gauging of vesselles. 18.H.6.c.17.
Gayles. 14.E.3.c.10.Et.13.R.2.c.15.Et.5. H.4.c.10.
Gaylour. 13.E.1.c.11.Et.1.E.3.c.7.et.4. eiusd.c.10.et.25.eiusd.c.7.Et.7.H.4.c.4
Gaynes of warre. 1.H.6.c.5.
Gistes. 50.E.3.c.6.Et.1.R.2.c.9.Et.2.H.4 c.2.et.4.eiusd.c.4.
Golde and siluer. 38.E.3.c.2.Et.5.R.2.c.2. et.17.eiusd.c.1.Et.2.H.4.c.5.et.4. eiusd.c.16.et.5.eiusd.c.9.et.11.eiusd.c.7 Et.9 H.5.c.4.Et.2.H.6.c.6.Et 17.E. 4.c.1.
Goldesmithes. 37.E.3.c.7.Et.17.R.2.c.1. Et.4.H.4.c.10.Et.2.H.5.stat.2.c.4.et 2.H.6.c.14.Et.17.E.4.c.1.Et.4.H.7.c.2
Good abearinge. 10.E.3.c.3.
Good gouernaunce. 10.R.2.et.11.eiusd.
Goodes of felones. 17.E.2.c.16.
Gouernaunce. 1.H.4.c.15.
Graund assise. 13.E.1.c.37.
Graunres. 7.E.4.c.4.

Grayned clothes.11.H.4.c.7.
Grenewar.42.E.3.c.9.Et.7.H.4.c.3
Greyhound.13,R.2.c.13.
Gromes of the chamber.4.H.7.c.6.
Grossers.37.E.3.c.5.
Grote.17,R.2.c.1.Et.17.E.4.c.1.
Guyldes.15.R.2.c.5.Et.15.H.6.c.6.
Guylhalda Teutonicorum.4.E.4.c.5.
Gyrdlers.15.R.2.c.11.
Gylding on mettall.5.H.4.c.13.Et.8.H.5.c.3
H.
HAyes.13.R.2.c.13.
Halfepence.9.E.3.ſtat.2.c.3.E.17.R.2.c.1.Et.4.H.4.c.10.Et.17.E.4.c.1
Hampton.2.H.5.ſtat.2.ca.6.
Harneys.13.E.1.ſtat.2.c.6.Et.7.R.2.c.13.
Harpppes.13.R.2.cap.13.
Hattes.22.E.4.c.5.Et.4.H.7.c.9.
Haukes.9.H.3.c.13.Et.14.E.3.ſtat.3.ca.1.Et 34.eiuſd.ca.22.Et.37.eiuſd.c.18.Et.11.H 7.c.17.
Hearing.31.E.3.ſtat.2.c.1.et.2 Et.35.eiuſdem Et.22.E.4.c.2.Et.11.H.7.c.23.
Hedge.13.E.1.ca.45.
Heedpence.23.H.6.cap.7.
Heralde.17.E 4.cap.1.
Hearons.9.H.3.c.13.Et.19.H.7.c.11.
Hereſy.2.H.5.cap.7.
Heyre.20.H.3.c.7.Et.52.eiuſd.c.16 Et.36.E.3.cap.13.
Heyres females.3.E.1.c.22.
Homage.17.E.2.
Honye.9.H.3.c.13.
Hookes.31.E.3.ſtat.3.c.1.
Hoznes.4.E.4.c.8.
Hozners.4.E.4.cap.8.
Hozſebreade.13.R.2.c.8.
Hozſes.10.E.3.ſtat.2.c.4.& 14.eiuſd.cap.9.et eodem anno ſtat.3.c.1.&.36.eiuſd.c.5.
Hozſes & mares caried ouer the ſea.11.H.7.c.13.
Hoſpitall.2.H.5.c.1.Et.2.H.6.c.2.
Hoſpitalitie.3.E.1.c.1.
Hoſpitelers.13.E.1 c.42
Hoſtelers.9.E.3.ſtat.2.c.11.&.25.eiuſd.c.6.& 35.eiuſd.Et.13.R.2.c.8.Et.4.H.4.cap.25.et.11.eiuſd.c.2.Et.28.H.6.c.2.
Hoſtes.6.R.2.c.11.Et.4.H.5.c.5.Et.18.H.6.
Hounde.13.R.2.c.13. (c.4.
Houſes of huſbandry.4.H.7.c.19.
Houſebote and heybote.1.E.3.c.2.
Hue.4.E.1.&.13.eiuſd.ſtat.2.c.4.
Hundzedes.2.E.3.c.12.&.4.eiuſd.c.15.&.14 eiuſd.c.9.
Hunters.36.E.3.c.5.Et.1.H.7.ca.7.
Hunting.13.R.2.c.13.
Huſbandry.7.H.4.c.17.
I.
IAcke Lade.29.H.6.c.1.& .31.eiuſd.c.1.
Idemptitate noīs.37.E.3.c.2.Et.9.H.6.c.4
Idcottes.17.E.2.c.9.
Jeweller.2.H.6.c.4.
Impoſition.45.E.3.c.4.Et.11.R.2.c.9.
Impꝛyſonment.52.H.3.c.8.Et.11.R.2.c.9.
Impꝛowment.13.E.1.c.45.
Incontinency of pꝛieſtes.1.H.7.c.4.
Incumbry.4.H.4.c.12.Et.3.H.5.c.4.
Indicault.34.E.1.
Infant.6.E.6.c.2.Et.13.eiuſd.c.15.&.16.
Inheritance in chiefe.17.E.2.c.5.
Inquiſition.9.H.3.c.26.
Inſidiatores viarum.4.H.4.c.2.
Inſurrection.6.R.2.ſtat.3.
Inteſtat.31.eiuſd.c.11.
Intruſion.52.H.3.c.28.
Joynternantes.34.E.1.
Irelande.14.H.3.Et.27.E.3.ſtat.2.ca.18.et 34.eiuſd.c.17.&.18.Et.1.H.5.c.8.et.4.cs iuſd.c.6.Et.1.H.6.c.3.
Iriſhe men.1.H.5.c.8.&.4.eiuſd.c.6.Et.1.H 6.c.3.&.2.eiuſd.c.8.
Iron.28.E.3.c.5.
Iſle of wyght.4.H.7.c.16.
Iſſues.7.H.4.c.3.
Italyan marchantes.1.R.3.c.9.& 11.Et.1.H. 7.c.10.
Judgement.13.E.1.c.5.&.25.eiuſd.c.2.Et.14. E.3.c.16.Et.4.H.4.c.23.
Juriſdiction of the ſtaple.27.E.3.ſtat.2.
Iuriſyurum.14.E.3.c.17.
Jury.13.E.1.c.37.Et.12.E.2.c 3.Et.2.E.3.c. 16.et.5.eiuſ.c 6.Et.7.R.2.c.7.&.8 E.4.c.3
Jurrours.13.E.1.c.29.&.5.E.3.c.10.&.34.& iuſd.c.8 c.38.eiuſd.c.12.Et.7.R.2.c.7.Et 2.H.5.ſtat.2.c 3.Et.11.H.6.c.4.&.15.H.6. c.5.Et.1.R.3.c.4.Et.19.H.7.c.13.
Juſtices.18.E.3.ſtat.3.et.20.eiuſd.c.1.3.&.6. et.25.eiuſd.c.7.et.8.et.34.eiuſd. c.6.&.11. &.42.eiuſd.c.4. Et.1.R.2.c.7 et.2.eiuſd. c.7.et.6.eiuſd.c.5.&.8.eiuſd.c.3.et.11.eiuſ. c.11.et.12.eiuſ.c.10.&.20.eiuſd.c.3.Et.11.H 4.c.1.Et.2.H.5.c.7.et.14.H.6.c.1.et.8.E. 4.c.2.
Juſtices of the benche.13.E.1.c.29.
Juſtices of fozeſtes.9.H.3.c.2.
Juſtices of aſſiſes.8.R.2.c.2.Et.11.H.4.c.3. &.13.eiuſd.c.2.&.3.Et.3.H.5.c.7.
Juſtices of peace.1.E.3.c.16.et.4.eiuſd.c.2. et.18.eiuſd.c.2.et.34.eiuſd.c.1.et.5.Et.36. eiuſd.ca.12.Et.1.R.2.c.6.et.12.eiuſd.c.3.et 10.Et.13.eiuſd.c.7.8.et.13.Et.14.eiuſd.c.4 et.11.Et.16.eiuſ.c.4.Et.17.eiuſd.c.9.et.20 eiuſd.c.2.Et.5.H.4.c.3.et.7.eiuſd.c.7.et. 17.Et.13.eiuſd.c.7.E.1.H.5.c.10.et.2.eiuſd c.4.et.8.et 20.anno.ſtat.2.c.1.et.5.Et.3.c. iuſd.c.7.et.8.eiuſd.c.3.et.9 eiuſ.ſtat 2.c.8. Et.2.H.6.c.7.8.11.&.14.et.4.eiuſd.c.1.et 6.eiuſ.c.3.et.11.eiuſd.c.8.et.12.Et.14.eiuſ. c.4.et.18.eiuſd.c.11.et.19.Et.20.eiuſd.c.3. et.8.Et.23.eiuſ.c.5.et.13.Et.1.E.4.c.2.et.3. eiuſd.c.1.et.12.eiuſd.c.9.et.17.eiuſ.c.1.et.4 Et

Et.1.R.3.c.3.Et.1.H.7.c.5.Et.3. eiuſd.c.1. &.3.Et.4.eiuſd.c.12.Et.7.eiuſd.c.1.&.3. Et.11.eiuſd.c.4.7.9.11.15.22.&.25.Et.19. eiuſd.c.6.11.13.&.14.

K

Kendall cloth.13.R.2.c.10.Et.5.H.4.c.2.
Kenelworth.51.H.3.
Keper of gaoles.3.H.7.c.3.&.19. eiuſ.
Kerſeys.17.R.2.c.2.Et.1.R.3.c.8. c.10.
Knyghtes.1.E.2.Et.4.H.6.c.4.
Knyghtes fee.9.H.3.c.10.
Knyghtes of the ſhires.12.R.2.c.12.Et.11.H.4 c.1.Et.1.H.5.c.1.Et.6.H.6.c.4.et.9. eiuſd c.7.et.10. eiuſd.c.2.et.23. eiuſd.c.11.&.15.
Kydels.45.E.3.c.2.Et.21.R.2.c.19.Et.1.H.4
Kynges dettes.1.E.3.c.4. (c.12.
Kynges prerogatiue.17.E.2.
Kynges prohibition.
Kyrkeley.31.E.3.ſtat.2.c.2.

L

Labourers.23.E.3.c.1.et.2.et.25.eiuſd.c. 8.et.31.eiuſd.c.6.&.7.et.34.eiu.c.9. &.10.et.42.eiuſd.c.6.Et.12.R.2.c.3 &.9.Et.2.H.4.c.14.et.7.eiuſd.ca.17.Et. 2.H.5.c.4.Et.8.H.6.c.8.
Ladies of great eſtate. 12.H.6.c.9.
Lady Elyſabeth Gray.1.R.3.c.15.
Lambes.15.E.3.ſtat.3.c.2.
Lamprepes.13.R.2.c.19.et.17. eiuſd.c.9.
Lancaſter.7.H.5.
Lande leaſſed.13.E.1.c.21.
Landes of felons.9.H.3.c.22.
Lande tenantes.1.R.2.c.6.
Laps.23.E.3.ſtat.2.c.7.
Laſt of hearryng.31.E.3.ſtat.2.c.2.
Laſtage.21.R.2.c.18.
Launcegay.7.R.2.c.13.et.20.eiuſd.c.1
Lawe of Marque.27.E.3.ſtat.2.c.17.
Lawe marchaunt.27.E.3.ſtat.2.c.19.
Lay fee.9.H.3.c.18.
Leade.27.E.3.ſtat.2.c.15.
Leape yere.21.H.3.
Leaſſe.6.E.1.c.11.
Lether.27.E.3.ſtat.2.c.15.&.27.Et.4.H.4. c.35.et.2.H.6.c.7.Et.1.H.7.c.5.et.19.eiu.c.19
Letters.20.E.3.c.1.et.11.R.2.c.10.et.12.eiuſ.
Letters of Marque.4.H.5.c.7 (c.3.
Letters patentes antedated.18.H.6.c.1.
Letters patentes.1.H.4.c.6.&.8.et.2.eiuſd. c.2.et.6.eiuſ.c.2.Et.1.H.5.c.9. Et.28.H.6 c.2.et.29.eiuſd.c.3.et.31.eiuſd.c.5. Et.1.E. 4.c.1.et.12.eiuſd.c.8.Et.4.H.7.c.5.6.&. 7.et.7.eiuſd.c.5.
Lettre teſtimoniall.12.R.2.c.8.Et.2.H.4.ca. 16.Et.2.H.5.c.6.Et.18.H.6.c.19.
Leupeng of kynes.18.E.1.
Leuieng of the. xv.an.25.E.3.ſtat.6.
Ley the tyuer.3.H.6.c.5.et.9.eiuſd.c.9
Libell.an.2.H.5.c.3.
Liberties graunted by the kynge to the cõmuns. tempore.Ed.1.
Libertes.9.H.3.c.9.Et.13.E.1.c.38.
Licence.5.R.2.c.2.et.7.eiuſd.c.12. Et.14.H 6.c.2.et.18.eiuſd.c.19.et.27.eiuſd.c.2.
Lieutenant in Irelande.4.H.5.c.6.
Lincolne.13.R.2.c.18.Et.3.H.5.ca.5.
Liuery of rompany.1.R.2.c.7.et.16. eiuſd.cap 4.et 20.eiuſd.ca.1.&.2.Et.1.H.4.cap.7. et.2.eiuſd.c.21.et.7.eiuſd.c.14. et.13.eiuſ. c.3.Et.8.H.6.c.4. Et.8.E.4.c.3.Et.3.H. 7.c.1.&.12.et.11.eiuſ.c.3.et.19.eiuſd.c.14.
Liuery of landes.5.R.2.c.15.et.21.eiuſd.c.5.
Lodgynge.an.3.E.1.c.1.
Lollardy.2.H.5.c.7.
Lombardes 25.E.3.ſta.4.c.23.Et.33.H.6.c.5
London.9.H.3.c.9.Et.6.E.1.c.11.12.13.14.& 15.Et.10.E.2.Et.42.E.3.c.7. Et.7.R.2.ca. 11.et.11.eiuſd.c.7.et.15.eiuſ.c.4.Et.1.H.4 c.15.&.17.Et.4.eiuſd.c.6.et.6.eiuſd.c.4 et 7.eiuſd.c.9.Et.8.H.6.c.11.et.11.eiuſd.c 8.et.14.eiuſd.c.5.Et.1.E. 4.c.2.et.17.e iuſd.c.1.Et.3.H.7.c.9.et.4.eiuſd.c.3.et.7 eiuſd..c.4.Et.11.eiuſd.c.21.et.19.eiuſ.c.8.
Lynde.36.E.3.c.6.Et.20.R.2.c.3.
Lordesmarchers.2.H.4.c.8.
Lordes of townes or manours.23.E.3.c.4.

M

Magna Charta. Anno.9.H.3.
Mad men.17.E.2.c.10.
Maime.6.E.1.c.8.
Mainpernours.7.R.2.c.17.
Mainpriſe.10.E.3.c.3.Et.7.R.2.c.17. Et.3. H.7.c.3.
Maintenaunce.3.E.1.c.25.Et.1.R.2.c. 4.Et. 4.H.4.c.7.&.8.Et.8.H.6.c.9.Et.3.H.7. c.1.et.11.eiuſd.c.25.et.19.eiuſd.c.13.
Maintepnours.3.E.1.c.32.Et.4.E.3.c.11.et.20 eiuſd.c.4.&.5.Et.7.R.2.c.15.
Mayres.23.E.3.c.6.et.25.eiuſd. ſtat.5.c.1. et eodem anno.ſtat.4.c.21.Et.6.R.2.ca.12. et.12.eiuſd.c.3.et.13.Et.17.eiuſd.c.4.Et.1 H.4.c.14.Et.6.H.6.c.3.Et.3.E.4.c.4.
Maire of London.28.E.3.c.10.Et.6.R.2.c.12. et.17.eiuſ.c.9.Et.33.H.6.c.5.Et.4.H.7.c.15
Maire del ſtaple.27.E.3.ſtat.2. c.1.4. 8. 9. 21. 23.&.24.et.36.eiuſd.c.7.Et.15. R.2.c.9. Et.8.H.6.c.19.&.29.et.10.eiuſd.c.1.et.27 eiuſd.c.2.
Maiſter of the mynt. 1.H.6.c.4.et.2. eiuſd.c. 12.et.13.
Maiſters of ſhyppes.2. R.2. c.4. Et.8.H. 6. c.19.Et.1 H.7.c.8.
Maletere of wolles.25.E.1.c.6.
Malt.17.R.2.c.4.
Malueſeys.7.H.7.c.7.
Manumiſſion.5.R.2.c.6.
Marchauntes.9. H.3. ca.30. Et.11. E.1. Et. 13. eiuſd.ſtat.3. Et.27.E.3.ſtat.2.c.13.&.19. et.34.eiuſd.c.17.et.38.eiuſd.c.2.Et.5.R. 2.c.2.Et.14.eiuſd.c.6.et. 15.eiuſd. c.8.Et 1.H.

1.H.4.c.16.et.2. eiuſ.c.6.&.7.eiu.c.9. Et.2 H.5.ſta.2.c.6.Et.9.eiuſ.ſta.2.c.9.Et.2.H.6.c 4.Et.11.eiuſd.c.15.28.eiuſd.c.5.Et.3.E.4.c.1 et.12.eiuſd.c.3.et.22.eiuſd.c.2.Et.3.H.7.c.7.
Marchantes ſtraungers.9.E.3.c.1. et.14.eiuſ. ſtat.2.c.2.et.27.eiuſ.ſtat.2.c.2.3 14.17.18. 20.24.&.26.Et.28.eiuſ.c.11.et.43.eiuſ.c 1.Et.2.R.2.c.1.&.3.et.5.eiu.ſta.2.c.1.et.11 eiuſd.c.7.et.14.eiu.c.1.&.9.et.16.eiuſ.c.1. Et.2.H.4.c.5.et.11.eiuſ.c.7.Et.4.H.5.c.5 Et.2.H.6.c.6.et.8.eiuſd.c.24.&.29.et.18. eiuſ.c.4.et.27.eiu.c.3.Et.3.E.4.c.1.et.4.e iuſ.c.5.&.6.et.16.eiu.c.1.Et.1.R.3.c.10.& 12.Et.1.H.7.c.10.et.3.eiu.c.8.et.4.eiu.c.11
Marchant engliſche.27.E.3.c.7.et.ſtat.2.cap.3
Marchantes aduenturers.12.H.7.c.6.
Marchandiſes.27.E.3.ſta.2.c.11.12.&.26.Et. 2.R.2.c.1.et.5.eiuſ.c.3 et.11.eiu.c.7.et.14.e iuſ.c.4.et.16.eiuſ.c.1.et.20.eiuſ.c.4.Et.4. H.4.c.20.et.11.eiuſ.c.8.Et.9.H.5.ſtat.2.c.9. Et.2.H.6.c.4.et.9.eiu.c.2.et 11.eiuſ.c.13.& 14.Et.14.eiu.c.6.et.15.eiu.c.8.et.18.eiuſd. c.4.et.15.Et.20.eiuſd.c.7.et.27.eiuſd.cap.3. et.28.eiuſd.c.1.Et.4.E.4.c.2.et.22.eiuſd.c.8
Marchãdiſes of the duchy of Burgoin.4.E.4.
Marchãdiſes of Scotlãd.22.E.4.c.8. (c.5.
Marches of Wales.3.E.1.c.17.Et.28.E.3.ca. 2.Et.20.H.6.cap.3.
Mariage.20.H.3.c.6.Et.3.E.2.ca.22.et.17. eiuſdem.cap.2.
Mariners.2.R.2.c.4.Et.8.H.6.c.19.Et.1.H
Marked in the hand.4.H.7.c.13. (7.c.8.
Markettes.27.H.6.c.5.
Marlebꝛedge.52.H.3.
Marſhall.5.E.3.c.8.et.18. eiuſd.c.7.Et.27. E.3.ſtat.2.c.6.Et.13.R.2.c.2.
Marſhall of Englande.1.H.4.c.7.
Marſhal of the kinges houſe.2.H.4.ca.23.Et. 15.H.6.ca.1.
Marſhall of kee.13.E.1.c.41.
Martes.12.H.7.c.6.
Maſons.25.E.3.c.3.et.34.eiuſd.c.9.Et.3.H.
Meane.13.E.1.c.9. (6.c.1.
Meaſure.9.H.3.ca.25.Et.14.E.3.c.12. et.18. eiuſd.c.4.et.25.eiuſ.ſtat.4.c.10.et.27.eiu.ſta 2.c.10.et.34.eiuſd.c.5.&.6.Et.13.R.2.ca.9. et.15.eiuſd.c.4.et.16.eiuſ.c.3.Et.1.H.5.c.10. Et.2.H.6.c.11.et.8.eiuſd.c.5.Et.7.H.7.c.3. et.11.eiuſd.c.4.et.12.eiuſd.c.5.
Meaſures of wyne and ople.1.R.3.c.13.
Meaſuring of lande.33.E.1.
Meſuring of clothes.2.E.3.c.14.Et.18.H.6.c.
Melcomb poꝛt.6.H.6.c.6. (16.
Men of armes.1.E.3.c.7.et.25.eiuſ.ſtat.4.ca. 8.Et.4.H.4.c.13.
Merton.20.H.3.
Meſſages.2.R.2.c.5.et.12.eiuſd.c.11.
Minimentes.5.R.2.c.8.et.6.eiuſd.c.4.
Miniſters of holy churche.15.E.3.c.6.et.50.e iuſd.c.5.Et.1.R.2.c.15.
Miſpriſion.14.E.3.c.6.et.28.eiuſd.c.10.Et.8 H.6.c.13.
Miſpriſiõ of the clerk.4.H.6.c.3.et.8.eiu.c.12
Money.9.E.3.ſta.2.c.2.&.9.et.25.eiuſ.ſtat.4. c.13.et.27.eiuſd.ſta.2.c.14.Et.5.R.2.ca.2.et. 17.eiu.c.1.Et.2.H.4.c.5.&.6.et.4.eiu.ca.15 &.16.et.11.eiu.c.5.et.13.eiu.c.6.Et.3.H.5.c.6 &.7.et.9.eiu.c.11.et.co.an.ſta.2.c.1.2.3.4.& 6.Et.1.H.6.c.1.Et.2.eiu.c.6.12.&.13.Et.17.E
Moneyoꝛs.25.E.3.ſtat.4.c.20. (4.c.1
Moꝛtdantceſtour.9.H.3.c.12.Et.6.E.1.c.6.et 13.eiud.c.20.
Moꝛtmain.7.E.1.Et.18.E.3.ſta.2.c.3.Et.15.R
Moꝛtmayres.13.E.1.ſtat.4. (2.c.5.
Mower.25.E.3.c.1.
Mudwall makers.25.E.3.c.3.
Multiplication.5.H.4.c.4.
Murage.3.E.1.c.30.
Murder.52.H.3.c.25.Et.3.H.7.c.1.et.12.eiuſ.
Myddelſex.14.H.6.c.4.Et.8.E.4.c.3. (c.7.
Mylles.9.H.3.c.12.Et.13.E.1.c.45.Et.25.E.3. ſta.3.c.4.et.45.eiuſd.c.2.Et.21.R.3.c.19.Et.1 H.4.c.12.et.4.eiuſ.c.15.et.5.eiuſ.c.7.et.9.et 6.eiuſd.c.4.Et.1.H.5.c.2.Et.9.H.6.c.9.Et.12.
Mynſtrell.4.H.4.c.27. (E.4.c.7.
Mynt.9.H.5.c.6.et.co.an.ſta.2.c.5.Et.1.H.6 c.1.Et.2.eiuſd.c.6.&.12.Et.4.H.7.cap.2. et.9.eiuſd.c.5.

N.

Naup.5.R.2.c.3.et.6.eiuſd.c.8.Et.20.H 6.c.1.Et.1.H.7.c.8.
Netters.13.E.1.c.46.Et.31.E.3.ſta.3 c 1. Et.17.R.2.c.9.Et.2.H.6.c.15.Et.4.H.7.c.15
Neweaſtel.8.H.6.c.21.Et.3.E.4.c.1.Et.4.eiuſ c.3.et.12.eiuſd.c.5.
Newes.3.E.1.c.33.Et.2.R.2.c.5.et.12.eiu.c.11
Newe money.18.E.3.c.6.
Neyres.an.9.R.2.c.2.
Nyghtwalkers.5.E.3.c.14.
Niſi prius.14.E.3.c.16.et.42.eiu.c.11. Et.7. R.2.c.7.Et.9.H.6.c.1.et.14.eiuſd. c.1.
Nonage.3.E.1.c.47.
Nonclayme.34.E.3.c.16.
Nonpleupn.9.E.3.c.2.
Nonſuite.12.E.2.c.4.
Non tenure.25.E.3.ſtat.4.ca.16.
Noꝛfolke.12.H.7.cap.1.
Noꝛwyche.20.H.6.c.10.Et.11.H.7.c.11.
Noꝛwey.8.H.6.c.2.
Nouell diſſeiſyn.9.H.3.c 12.Et.13.E.1.c.25.
Noyſance.13.E.1.c.24.Et.12.E.4.c.7
Nuper obiit.3.E.1.c.38.
Nuſance.6.R.2.c.3.Et.1.H.4.c.12.
Nynthe.15.E.3.ſtat.3.c.4.&.6.

O.

OBlations.An.13.E.1.ſtat.4.
Occupation.37.E.3.cap.6.
Odio,&,acia.3.E.1.c.10.et.13.eiu.c.29
Offences in foꝛeſtes.1.E.3.c.8.
Office.18.H.6.c.7.et.23.eiuſd.c.17.

Offy

Officers.15.E.3.c.4.
Officer of fee.anno.3.E.1.c.29.
Olde sterling.27.E.3.stat.2. c.14.
Open law.9.H.3.c.28.
Ordinary.13.E.1.c.19.Et.15.E.3.c.5. Et.25. eiuſ.stat.2.c.7.&.9.et.31.eiu.c.11.Et.9.R.2 c.4.et.13.eiuſd.c.1.Et.2.H.5.c.1.Et.9.H.6 c.14.Et.1.H.7.c.4.
Ordinaries made by bodies incorporat.19.H.7.
Ordures caſt into diches.12.R.2.c.13. (c.13.
Originall writtes.1.H.5.c.5.
Othe.3.E.1.c.40.Et.9.E.3.stat.2.c.6. &.14. eiuſ.c.5.et.18.eiu.sta.3.Et.6.R.2.c.12.et.12.R 2.c.2.et.21.eiu.c.5.Et.4.H.4.c.20.et.7.eiuſd
Outlandyſhe clothe.11.E.3.c.3. (c.7
Outlawes 23.H.6.c.5.
Outlawry.3.E.1.c.14.Et.5.E.3.c.12. &.13. et 20.eiuſd.c.2.31. eiuſd.c.6. et.33. eiuſd.c.2.
Oxenforde.1.H.6.c.3.
Oyer and terminer.2.E.3.c.2.&.7.

P

Packers of woll.27.E.3.stat.2.ca.23.
Panels.34.E.3.c.4.et.42.eiuſd.c.11.et 4.H.6.c.1.et.6.eiu.c.2.et.18.eiuſd.c.34 et.23.eiu.c.10.Et.1.R.3.c.4.Et.11.H.7.c.24.
Papers.38.E.3.c.5. (&.25.
Parceners.3 E.1.c.42.et.6.eiuſd.c.10.
Pardon.1.E.3.c.3.et.2.eiuſ.c.10.et.4.eiu.c.5. &.14.eiu.c.2&.3.et.31.eiuſd.c.13.et.36.eiu.c 11.&.16.et.42.eiu.c.2.et.43. eiuſ.c. 4.&.50. eiuſ.c.3.Et.1.R.2.c.10.et.4.eiu.c.2.et.5.eiuſd c.5.et.6.eiuſd.c.13.et in sta.2.c.1.et.20.eiu.c.6 et.21.eiuſd.c.14.&.15.Et.1.H.4.c.20.et.2.eiu c.13.&.17.eiuſd.c.18.Et.4.H.5.c.8.Et.27.H. 6.c.6.Et.8.E.4.c.4.
Parkes.20.H.3.c.11.Et.3.Ed.1.c.20.et.13. eiuſ stat.2.c.5
Parliament.4.E.3.c.14.et.14. eiuſ.c.5.et.30. eiuſd.c.10.&11.Et.5.R.2.sta.2.c.4.Et.1.H.4. c.4.et.5.eiuſ.c.6.Et.7.eiuſ.c.15.Et.8.H.5.c.1 Et.11.H.6.c.11.et.39.eiuſ.c.1.Et.17.E.4.ca.7
Partition of wolles.20.H.6.c.12.
Paſſages.4.E.3.c.8.Et.5.R.2.c.2. &.13.eiuſ.c
Paſſage from doner to Calis.4.E.4.c.10. (20
Paſſage of corne.34.E.3.c.20.Et.17.R.2.c.7. Et.4.H.6.c.5.et.15.eiuſd.c.2.et. 20. eiuſd. c.6.et.22.eiuſd.c.6.
Paſſage of wolles.31.E.3.c. 9. et. 34. eiuſd.c. 21.Et.3.R.2.stat.2.c.2.
Paſture.13.E.1.c.45.
Pate maker.4.H.5.c.3.Et.4.E.4.c.9.Et.9.
Patron.25.E.3.stat.2.c.7. (H 3.c.33.
Paunage.9.H.3.c.9.
Payment.8.H.6.c.24.et.9.eiuſd.c.2.et.11.eiu
Peace.2.E.3.c 6.Et.1.R.2.c.2. (c.13
Peyne.1.R.4.c.15.
Penall bondes.38.E.3.c.4.
Penſion.13.E.1.stat.4.
Periury.15.H.6.ca.5.Et.11. H.7.c. 24.&.25. Et.19.H.7.c.3.
Perſons to be put in aſſiſes.21.E.1.
Pertriches.11.H.7.c.17.
Petitions.15.E.3.sta.3.c.7.Et.11.R.2.Et.1.H 4.c.6.et.2.eiuſd.c.2.et.6.eiuſd.c.2.
Pety ſergeanty.9.H.3.c.27.
Peutterers.19.H.7.c.6.
Piers.15.E.3.c.2.Et.20.H.6.c.9.
Pilgrimes.9.E.3.stat.2.c.8.
Pillory.51.H.3.
Place priuileged.2.R.2.stat.2.c.3.
Plate.9.E.3.stat.2.c.1.&.9.et.14.eiuſd.c.21. Et.27.E.3.stat.2.c.14.et.38.eiuſd.c.2.Et.5.R 2.c.2.Et.4.H.4.c.16.Et.3.Ed.4.c.1.
Plea.3.E.1.c.45.Et.12.E.2.c.3.Et.14.E.3.c. 16.Et.4.H.4.c.23.
Pleas of the corone.9.H.3.c.17.
Plea of forest.9.H.3.c.16.
Plea of dower.52.H.3.c.12.
Pleas in court ſpirituall.34.E.1.
Pleadynge in the engliſhe tongue.36. E.3. c.15.
Pledges.13.E.1.c.2.Et.38.E.3.c.3.
Plenarty.14.E.3.stat.3.c.2.
Pleyn.27.E.1.c.3.
Poore ſuiters.11.H.7.c.12.
Pondes.20.H.3.c.11.Et.3.E.1.c.20.
Porters.27.E.2.c.23.
Poundage.31.H.6.c.8.Et.12. E.4. c.3.
Preachers.5.R.2.stat.2.c.5.
Preaching.2.H.4.c.15.
Precipe in capite 9.H 3.c.24.
Preiudice againſt the ſtaple.27.E.3.sta.2.c.25.
Prelates.52.H.3.c.28.Et.3.E.1.c.1.Et. 14.E.3 sta.3.c.1.et.18.eiuſ.stat.2.c.1.et.25.eiu.sta.2.c 1.6.&.8.Et.1.R.2.c.3.et.13.eiuſ.stat.2.c.2.&. 3.et.16.eiuſd.c.5.et.21.eiuſd.c.5.
Premunire facias.7.R.2.c.14.et.16.eiuſd.c. 5.Et.2.H.4.c.4.
Preſentation.13.E.1.c.5.E.1.E.4.
Preſentee.13.R.2.c.1.
Preſentment.3.E.1.c.28.Et.14.E.3.sta.3.c.2.& 25.eiuſ.sta.2.c.1.&.2.et.4.2.eiuſd.c.3.Et.13 R.2.c.1.et.16.eiuſd.c.7.Et.1.E.4.c.2.
Price of wolles.31.E.3.c.2.
Prieſtes.9.R.2.c.5.Et.27.H.8.c.6.
Prieſtes ſalary.36.E.3.c.8.Et.2.H.5.sta.2.c.2
Primer ſeaſon.52.H.3.c.16.Et.17.E.2.c.3.
Princes liuery.12.E.4.c.4.
Principalitie of Cheſter.21.R.2.c.9.
Printer.1.R.3.c.9.
Priſes.3.E.1.c.7.et.25.eiu.c.5.&.6.Et in the
Priſon.3.E.1.c.15. (E.2
Priſoner.1.R.2.c.12.
Priuy ſeale.13.R.2.c.2.et.eod.anno.stat.2.c.1 et.16.eiuſd.c.6.Et.31.H.6.c.2.
Priuilege of clergy.4.H.7.c.13.et.12.eiuſ.c.7
Probate of teſtamentes.31.E.3.c.4.Et.3.H.5.
Procedendo.1.H.4.c.8. (c.8
Proces.9.E.3.c.5.et.25.eiu.sta.4.c.17.Et.28 E.3.c.3.Et.2.H.4.c.5.et.7.eiuſd.c.13.Et.19 H.7.cap.29.

Proclamation.1.H.5.c.3.et.9.eiu.c.11.Et.4 H
Procuracy.3.R.2.c.3.et.7.eiu.c.12. (7.c.12
Procurers.1.R.2.c.13.
Prohibition.13.E.1.c.14.et.24.eiuſ.Et.18.E.
3.ſtat.2.c.5.et.45.eiu.c.3.et.50.eiuſd.c.4.
Protection.23.E.1.Et.25.E.3.ſta.4.c.19.et.27
eiu.c.1.et.ed.an.ſta.2.c.20.Et.1.R.2.c.8.&
13.eiuſd.c.16.Et.7.H.4.c.4.Et.4.H.6.c.
2.et.8.eiuſd.c.13.Et.14.E.4.c.1.
Prouiſion & prouiſours.25.E.3.ſtat.4.c.22.et
ſtat.5.et.27.eiuſd.ca.1.et.38.eiuſ.c.1.Et.3.R.
2.c.3.et.7.eiu.c.12.Et.12.eiuſ.c.15.et.13.eiuſd.
ſtat.2.c.3.Et.1.H.4.c.17.et.2.eiuſ.c.3.et.6.ei-
uſd.c.1.et.7.eiuſd.c.8.et.9.eiuſd.c.8.Et.3.H
5.c.4.et.9.eiuſd.c.3.Et.1.H.7.c.3.Et.4.eiuſd.
c.4.et.7.eiuſd.c.2.
Prouours.5.H.4.c.2.
Pulley.37.E.3.c.3.
Puniſhment of othe breakyng.25.E.2.c.6.
Purchas.13.E.1.c.40.Et.1.E.3.c.13.Et.2.H.4
c.12.&.20.
Purchaſing liberties.27.Ed 1.
Purgation.3.E.1.c.2.Et.6.R.2.ſtat.2.ca.3.
Purpeſtures.4.E.1.c.4.
Purſuites.1.E.3.c.1.Et.1.H.4.ca.2.
Purueyance.14.E.3.c.19.&.18.eiuſ.ſta.3.c.4
et.28.eiu.c.12.et.34.eiu.c.2.&3.Et.2.R.2.et
Purueyours.3.E.1.c.31.Et.4.E.3.c.3.&4.Et
5.eiuſ.c.2.et.10.eiuſ.ſtat.3.c.1.et.14.eiuſ.c.19
et.18.eiuſ.c.7.et.25.eiuſ.ſtat.3.c.1.et ſtat.4.c.
10.& 15.et.28.eiuſ.c.12.et.34.eiuſd.c.2.3.&
5.et.36.eiuſd.c.2.Et.1.R.2.c.3.et.7.eiuſd.c.
8.Et.2.H.4.c.14.Et.1.H.5.c.10.Et.11.H.6.c.
8.et.20.eiuſd.c.8.et.23.eiuſd.c.1.2.&.14.
Putting out of eyes.5.H.4.c.5.
Pyker.31.E.3.ſtat.2.c.2.
Pyllars.34.E.3.c.1.
Pypouders.17.E.4.c.2.Et.1.R.3.c.6.

Quare impedit.14.E.3.ſtat.3.c.2.
Quarels.1.E.3.c.14.Et.1.R.2.c.4.3.6
Quarentine.9.H.3.c.7.et.20.eiuſ.c.1.
Quens golde.15.E.3.ſtat.3.c.6.
Queſtions touching treaſon.21.R.2.
Quinziſme.18.E.3.et 31.eiuſd.c.13.
Quo waranto.18.E.1.et.30.eiuſd.

Rape.4.E.1.Et.6.R.2.c.6.
Rauiſhment.1.E.1.c.13.et.13.eiu.c.33.&
Raſing of rolles.8.R.2.c.4. (34.
Raungers.9.H.3.c.5.
Rayd cloth.25.E.3.ſtat.3.c.1.Et.7.H. 4.ca.10.
et.11.eiuſd.c.6.et.13.eiuſd.cap.4.
Recomlãe.27.E.1.c.4.Et.12.E.2.c.3.Et.13.R
2.c.14.et.15.eiu.c.9.Et.10.H.6.c.1.et.11.eiuſ.
Recepuers.13.E.1.c.11. (cap.10.
Recorde.1.H.3.c.4.et.9.eiuſ.c.5.Et.5.R.2.ca.
15.&.16.Et.11.H.4.c.3.
Recouerre.11.H.7.c.20.
Reddiſeiſin.13.E.1.c.8.&.26.
Relefe.9.H.3.c.2.Et.28.E.1.
Religious perſons.4.E.3.c.6.et.5.eiuſd.ca.3.
Remainder.13.E.1.c.1.Et.7.H.4.c.8.
Rent ſeeke.28.E.3.c.4.
Rent ſeruice.28.E.3.c.4.
Reapers.25.E.3.c.1.
Replegiare.13.E.1.c.11.
Repleuyn.52.H.3.c.21.Et.3.E.1.c.15.et.12.eiuſ
Requeſtes.1.E.3.c.10. (c.2.
Reſeruation.25.E.3.ſtat.5.
Reſſeiſure.13.E.1.c.38.
Reſomons.13.E.1.c.34.
Reſtitution.1.H.4.c.5.Et.31.H.6.c.4.
Reſumption.31.H.6.c.7.
Reteinors.5.R.2.c.10.Et.3.E.4.c.3.Et.3.H.
7.c.1.&.12.et.11.eiu.c.3.et.19.eiuſd.ca.4.
Returne.12.E.2.c.5.
Returne of writtes.13.E.1.c.38.Et.12.E.4.cap
1.et.17.eiuſd.c.6.
Reuerter.13.E.1.c.1.
Reuertion.11.H.6.c.5.
Reuocation.15.E.3.ſtat.2.Et.2.R.2.ſta.2.ca.2
et.7.eiuſ.c.11.Et.1.H.4.c.3.Et.39.H.6.c.2.
Et.17.E.4.c.7.
Riddiſdale.9.H.5.c.7.
Right.20.E.1.
Rimer.4.H.4.c.27.
Reniſhe wine.14.R.2.c.8.
Riotes.2.R.2.c.7.et.5.eiuſd.c.6.et.17.eiuſd.
c.8.Et.13.H.4.c.7.Et.2.H.5.c.8.Et.11.H.
7.c.3.&.7.et.19.eiuſd.ca.13.
Riottours.31.H.6.c.2.
Riottours fleing into woddes.2.H.5.c.9.Et.8.
H.6.c.14.
Robbers.34.E.3.c.1.
Robbery.13.E.1.ſtat.2.c.3.Et.28.E.3.c.11.
Robberdeſmen.7.R.2.c.5.
Rochester bridge.9.H.5.c.12.
Routes.2.R.2.c.7.Et.13.H.4.c.7.Et.2.H.5.
c.8.Et.11.H.7.c.7.
Rumours.5.R.2.c.6.et.17.eiuſ.c.8.

Strikes of woll.15.E.3.ſtat.3.c.1.et.25.eiuſ
ſtat.4.c.9.et.34.eiuſd.c.5.
Salmon.13.E.1.c.46.Et.1.E.3.ſtat.2.ca.
3.Et.13.R.2.c.19.et.17.eiuſd.c.9.Et.22.E
4.c.2.&.8.Et.11.H.7.c.23.
Saynt Martyns le graundc.4.E.4.c.7.
Saufe conducte.27.E.3.ſtatut.2.cap.2.Et.2.
H.5.c.6.et.4.eiuſd.c.7.Et.14.H.6.cap.8.
et.15.eiuſd.c.3.et.20.eiuſd.ca.1.&.11.et.29.
eiuſd.c.2.Et.14.E.4.c.4.
Seauage.19.H.7.c.8.
Scholers of Oxenforde.9.H.5.ca.8.
Scholars.12.R.2.c.7.Et.1.H.6.c.3.et.2.eiuſd
c.8.Et.11.H.7.c.2.
Scire facias.11.H.6.c.10.
Scotall.9.H.3.c.7.
Scotlande.27.E.3.ſtat.2.c.12.Et.7.R.2.c.16.
et.15.eiuſd.c.7.Et.8.H.6.c.21.
Scottis.7.H.7.c.6.
Scottiſh mony.47.E.3.c.2.Et 14.R.2.cap.12.
Sea.18.E.3.c.3.Et.14.H.6.c.7 et.18.eiu.c.8

Sea

Sea coles.9.H.5.c.10.
Seale.13.Ed.1.cap.38.Et.2.Ed.3.ca.8.et.14. eiuſd.c.14. Et.ſtat.3.c.1.et.27.eiuſd.c.4.Et 12.R.2.c.3.Et.1.H.4.c.19.et.4.eiuſd.ca.6. Et.4.H.7.c.14.
Sealyng of clothes.17.E.4.c.5.
Sentence of curſe.51.H.3.Et.25.E.1.
Serche.14.E.3.c.14.
Serchour.9.E.3.ſta.2.cap.10.Et.5.R.2.c.2.& 17.eiuſd.c.5.Et.1.H.4.c.13.et.2.eiuſ.c.5.& 4.H.4.c.20.&.21.et.13.eiuſd.c.5.Et.20.H. 6.c.5.et.27.eiuſd.c.2.et.28.eiuſd.c.5.et.31. eiuſd.c.5.
Serieanty.28.E.1.Et.17.E.2.c.7.
Serieant at armes.36.E.3.c.5.Et.2.R.2.ca.4 et.13.eiuſd.c.6.
Serieant at lawe.12.R.2.c.10.
Seruant.23.E.3.c.3.& 8.et.25.eiuſd.ca.2.& 8.Et.12.R.2.c.4.&.9.Et.11.H.4.c.4.
Seruant at huſbandry.12.R.2.c.5.&.6.Et.4 H.5.c.4.Et.6.H.6.c.3.et.23.eiuſd.c.13.
Seruantes ſpoylyng theyr maiſters goodes.33. H.6.c.1.
Seruice.9.H.3.c.32.
Seruyce faythfully done to the prince in tyme of warre.11.H.7.c.1.
Seſſions.25.E.3.c.8.et.36.eiuſ.c.12.Et.11.R. 2.c.11.Et.12.eiuſd.c.10.Et.2.H.5.ca.4.Et. 14.H.6.c.3.&.4.
Seuerne.8.H.6.c.27.et.9.eiuſ.c.5.Et.19.H. 7.c.18.
Sewers.6.H.6.c.5.et.8.eiuſ.c.3.et.18.eiuſ.c. 10.et.23.eiuſd.c.9.Et.12.E.4.c.6.
Sheyp.3.H.6.c.2.
Sheire man.1.R.3.c.8.
Shewyng of wolles.28.E.3.c.14.
Shire clerke.11.H.7.c.15.
Shire court of Chicheſter.19.H.7.c.24.
Shippes.28.E.3.c.13.et.38.eiuſd.ca.8.Et. 6. R.2.c.8.et 14.eiuſd.c.6.&.10.et.20 eiuſd. c.4.et.21.eiuſd.c.18.Et.14.H.6.c.7.et.18. eiuſd.c.8.et.20.eiuſd.c.1.et.31.eiuſd.c. 4. Et.3.E.4.c.1.Et.1.H.7.c.8.
Shippes periſhed in the ſea.27.E.3.ſta.2.c.13.
Shipping of wolles.3.E.4.c.1.Et.4.E.4.c.2 &.3.et.12.eiuſd.c.5.et.14.eiuſd.c.3.
Shiriffe.52.H.3.c.8.&.23.Et.3.E.1.c.1.10.15. 17.19.26.&.32.&.6.eiuſd.c 8.et.13.eiuſ.c.5. 8.9.10.11.13.14.25.31.37.&.38.et eo.an.ſtat. 2.c.4.&.6.et.28.eiuſd.c.2.&.3.Et.9.E.2.et. 2.eiuſd.c.5.Et.2.Ed.3.c.4.&.12.et.4. iuſd.c 9.&.10.et.5.eiuſd.c.4.et.14.eiuſd.c.7.et.23. eiuſd.c.7.et.25.eiuſd.c.7.&.8.et. eod. anno. ſtat.4.c.14.et.28.eiuſd.c.7.&.9.et.31.eiuſd c.15.et.34.eiuſd.c.10.&.22.et.37.eiuſd.c.18. et.42.eiuſd.c.9 &.11.Et.1.R.2.c.11.et.5.eiuſ ſtat.2.ca.4.et.7.eiuſ.c.6.et.14. eiuſd.cap.11. et.17.eiuſd.ca.8. Et.1.H.4. cap.11. &.14. Et. 4.eiuſd.c.5.et.11.eiuſd.c.1.et.13 eiuſd.cap.7 Et.2.H.5.cap. 4.7.&.9.et.4.eiuſd.cap.2.et 9.eiuſd.c.5.et eodem an.ſtat.2.cap.8.Et.1. H.6.c.2.et.4.eiuſd.c.1.et.6.eiuſd.ca.4.et 8.eiuſd.c.7.et.11.eiuſd.c.2.et.15.eiuſd.c.5 et.18.eiuſd.c.14.et.23.eiuſd.c. 5.7.8.10.11 &.15.et.28.eiuſd.c.3.et.29.eiuſd.cap.2.& 31.eiuſd.c.2.&.9.Et.8. Ed.4.cap.2. &.4. et.12.eiuſ.c.1.et.17.eiuſd.c.6.Et.11.H.7.c. 15.et.19.eiuſd.c.13.
Shiriffes of London.28.E.3.c.10.
Shotyng in longe bowes.19.H.7.c.4.
Showmaker.13.R.2.c.12.et.21. eiuſd.cap.16. Et.4.H.4.c.34.
Shrewſbury.an.1.Ed.4.
Syllable.4.H.6.c.3.
Syluer.33.H.6.c.5.Et.13.E.4.c.3.et.25.eiuſd. c.3.Et.1.R.3.c.2.10.Et.1.H.7.ca.9.et.19.ei. iuſd.cap.21.
Silke women.33.H.6.c.5.Et.3.E.4.c.3.
Siluer.38.E.3.c.2 Et.5.R.2.c.2.Et.2.H.4. c.5.et.4.eiuſd.c.16.Et.2.H. 6.c.13.
Socage.9.H.3.c.27.Et.19.H.7.c.15.
Souldeours.18.E.3.c.7.Et.15.R.2.c.2.Et.18 H.6.c.18.&.19 Et.7.H.7.c.1.&.2.
Southwales.9.H.4.c.3.
South hampton port.11.H.7.c.5.
Southwarke.11.H.6.c.1.
Spicery.16.R.2.c.1.
Spirituall iudges.18.E.3.ſtat.2.c.6.
Spirituall men.1.R.2.c.13.et.15.eiuſd.c.5.
Stalkyng.19.H.7.c.11.
Stakes.21.R.2.c.19.Et.1.H.4.c.12.
Stankes.45.E.3.c.2.Et.21.R.2.c.19.Et.1.H. 5.cap.2.
Staple.2.E.3.c.9.et.27.eiuſd.ſtat.2.et.38.eiu. c.7.et.43.eiuſd.c.1.Et.12 R.2.c.16.et.14. eiuſd.c.1.& 3.et.15.eiuſd.c.9.et. 21. eiuſd. c.17.Et.2.H.5.ſtat.2.cap.6.Et.2.H.6.ca.4 &.5.et.6.eiuſd.c.5.et.8.eiuſd.c. 17.18.& 19.et.10.eiuſd.c.7.et.11.eiuſd.c.13.et.14.e iuſd.c.2.&.6.et.18.eiuſd.c.3.et.20. eiuſd.c 12.et.27.eiuſd.c.2.et.31.eiuſd.c.8.Et.3.Ed. 4.c.1.et.4.eiuld.c.2.&.3.et.12.eiuſd. cap.5 et.14.eiuſd.c.3.Et.1.H.7.c.3.
Statute of Rutlande.10.E.1.
Statute of Wynchester.anno.13.E.1.Et.7.R 2.ca.6.
Statute of marchantes.13.E.1.
Statute marchant.27.E.3.ſtat.2.c.9.Et.5.H. 4.c.12.
Statute of labonrers.31.E.3.c.7.
Steryng.2.H.6.c.14.
Stewarde.18.E.3.c.7.et.25.eiuſd.ca.6.Et.12. R.2.c.3.Et.4.H.4.c.19.
Stewarde of the kinges houſe.27.E.3.ſtat.2.c. 8.Et.15.H.6.c.1.
Stewes.11.H.6.c.1.
Stiliarde.4.E.4.c.5.Et.19.H.7.c.23.
Stipendiary prieſtes.23.E.3.c.8.
Stocke fyſhe.31.E.3.ſtat.2.c.3.

Stockes.

Stockis.25.E.3.c.2.Et.12.R.2.c.3.Et.7.H.4
Stone of woll.11.H.7.c.4. (cap.17.
Straungers made denyzens.1.H.7.ca.2.&11.
eiuſd.c.14.
Streites.1.R.3.c.8.
Subſidy.14.E.3.c.20.&.21.et.15.eiuſd.ſtat.
3.c.1.et.27.eiuſd.c.4.Et.5.R.2.ſtat.2.ca.3
Et.3.H.6.c.3.Et.12.E.4.c.3.Et.11.H.7.c.
Sub pena.15.H.6.c.4. (10
Suggeſtion.27.E.3.c.2.et.37.eiuſd.c.17.Et.
17.R.2.c.6.Et.1.H.4.c.8.
Suite.52.H.3.c.9.Et.9.E.3.ſtat.2.c.5.Et.2.
H.4.c.22.et.5.eiuſd.c.8.
Superſedeas.7.R.2.c.17.
Sureties.9.H.3.c.8 Et.17.R.2.c.17.Et.11.H.
6.c.10.Et.4.E.4.
Suſkyns.3.H.5.
Suſpition of Felony.1.R.3.c.3.
Swannes.22.E.4.c.6.Et.11.H.7.c.17.
Swannimotte.9.H.3.c.8.
Swerdes.12.R.2.c.6.
Sylua ſedua.45.E.3.c.3.

TAkers.9.H.3.ca.21.Et.3.E.1.c.31.Et.4.
E.3.c.3.et.15.eiuſd.ſtat.3.c.6.et.25.eiu
ſtat.3.c.1.et eod.anuo ſtat.4.c.6.15.&.
21.et.27.eiuſd.ſtat.2.c.4.et.36.eiuſd.ca.3.&.
4.Et.20.R.2.c.5.Et.28.H.6.c.2.
Taking.3.E.1.c.1.
Tales.3.E.1.c.13.
Tanners.13.R.2.c.12.&.21.eiuſd.c.16.Et.2.
H.6.c.7.Et.1.H.7.c.5.et.19 eiuſd.ca.19.
Tazers 1.E.3.c.6.et.14.eiuſd.c.20.
Taſſes.25.E.1.c.5.&.6.
Taples.3.E.1.c.19 et.27.eiuſd.c.2.Et.28.Ed.3
c.12.Et.1.R.2.c.5.
Taylours.4.H.7.c.8.
Templars.13.E.1.c.42.
Tempozalties of bpſhops.1.E.3.c.2.
Tenauntes.13.R.2.c.17.
Tenauntes of the kynge goynge in his warres.
14.E.4.c.1.
Tenys play.12.R.2.c.6.
Termour.6.E.1.c.11.
Tewkeſbury.8.H.6.c.27.
Teyntour.1.R.3.c.8.
Thatchers.25.E.3.c.3.
Thames.2.H.6.c.15.Et.4.H.7.c.15.
Theues.17.R.2.c.10.Et.5.H.4.c.2.
Thzeſhers.25.E.3.c.2.
Thzummes.8.H.6.c.23.et.23.eiuſd.c.3.
Tillage.4.H.7.c.19.
Tithes.13.E.1.c.5.Et.1.R.2.c.14.
Tolle.9.H.3.c.14.Et.3.E.1.c.30.
Touche.2.H.6.c.14.Et.17.E.4.c.1.
Townes walled.13.E.1.ſtat.2.c.4.
Townes appoynted for the cuſtody of weyghs
tes and meaſures.11.H.7.c.4.
Trauayled man.12.R.2.c.8.
Trauers of offyces.34.E.3.c.14.Et.18.H.6.
cap.6.
Treaſon.25.E.3.ſtat.5.c.2.Et.21.R.2.ca.3.4.
6.7.8.&.20.Et.1.H.4.c.10.Et.3.H.5.c.6.et.
4.eiuſd.c.7.Et.8.H.6.c.6.et.19.eiuſd.cap.8
et.20.eiuſd.c.3.Et.4.H.7.c.18.
Treaſoures of Englande.20.E.3 c.6.Et.31.H.
6.c.5.Et.4.E.4.c.1.et.17.eiuſd.cap.4.Et
1.R.3.c.8.
Treaſozer del Eſcheker.27.E.3.ſtat.2.c.18.
Treſpaſſers in parkes.21.E.1.
Treſpas.9.H.3.c.15.Et.6.E.1.c.8.et.13.eiuſd.
c.29.Et.2.E.3.c.13.et.4.eiuſd.cap.7.et.25.
eiuſd.ſtat.4.c.2.et.28.eiuſd.c.8.
Trinkes.2.H.6.c.15.
Truce 2.H.5.c.6.et.4.eiuſd.c.7.Et.14.H.
6.c.8 et.29.eiuſd.c.2.Et.14.E.4.c.4.
Tunnes of wyne.31.E.3 c.5.Et.2.H.6.cap.11.
Turne.9.H.3.c.35.et.52.eiuſd.c.10
Turne of ſhiriffes.31.E.3.c.15. Et.9.H.6.cap.
7.et.11.eiuſd.c.7.Et.1.E.4.c.2.Et.11.H.7.
c.26.et.19.eiuſd.c.16.
Tyle.17.E.4.c.4.
Tylours.25.E.3.c.3.
Tymber.25.E.3.ſtat.4.c.6.
Tynne.14.R.2.c.7.et.15.eiuſd.c.8.Et.2.H.5.
ſtat.2.c.6.et.8.eiuſd.c.2.
Tindale.2.H.5.c.5.et.9.ei.c.7.Et.11.H.7.c.8

VAcations.14.E.3.ſtat.3.c.5.
Vagabundes.23.E.3.c.7.Et.7.R.2.ca.
5.et.12.eiuſd.c.9.Et.11.H.7.c.2.&.
19.eiuſd.c.12.
Venyſon.9.H.3.c.10.
Veniſe.12.E.4.c.2.
Venice golde.4.H.7.c.22.
Verdict.8.R.2.c.4.Et.2.H.4.c.7.Et.11.H.7.
c.21.et.19.eiuſd.c.3.
Veſſelles.4.R.2.c.1.
Vicar.15.R.2.c.6.
Vicarage.4.H.4.c.12.
Vicountiles.6.R.2.c.3.
Vidimus.15.H.6.c.3.
Vierge.27.E.3.ſtat.2.c.4.
Vierger.13.E.1.c.41.&.43
Vieu of franciplegge.9.H.3.c.35.Et.18.E.2.
Vieu of lande.13.E.1.c.47.
Villenage.25.E.3.ſtat.4.c.18.et.37.eiuſ.c.17
Villeynes.25.E.3.ſtat.4.c.18.Et.1.R.2.cap.6
et.9.eiuſd.c.2.
Vintage.27.E.3.c.7.
Vinteners.7.R.2.c.11.
Viſours.1.H.7.c.7.
Vitaples.12.E.2.c.6.Et.23.E.3.c.6.et.25.eiu.
ſtat.3.c.2.et.27.eiuſd.c.3.et.42.eiuſd.c.7.
Et.7.R.2.c.16.et.11.eiuſd.c.7.Et.4.H.4.
c.30.Et.14.H.6.c.5.
Vitaplers.23.E.3.c.6.et.25.eiuſd.c.6.et.31.e-
iuſ.c.10.Et.6.R.2.c.9.10.11.&.12.et.7.e-
iuſ.c.11.et.17.eiuſ.c.8.Et.4.H.4.c.25.Et
28.H.6.c.2.Et.12.E.4.c.8.et.17eiuſ.cap.1.
Vnder eſchetours.5.E.3.c.4.
Vnderſhiriffe.1.H.5.c.4.

Underwoodes.13.E.1.ſtat.2.c.5.
Unlawfull games.11.H.4.c.4.Et.17.E.4.ca
3.Et.11.H.7.c.2.
Voucher.52.H.3.c.26.Et.3.E.1.c.39.et.6.eiuſ
ca.12.et.13.eiuſd.c.6.et.20.eiuſd.Et.14.E.3.
c.13.Et.13.R.2.c.17.
Voydances.14.E.3.ſtat.3.c.4.
Vpholsters.11.H.7.c.19.
Vſury.20.H.3.c.5.Et.3.H.7.c.2.5.&.6.&.11.
eiuſd.c.8.
Vſurers.15.E.3.c.5.

W

VVaſt.9.H.3.c.4.Et.6.E.1.c.5.&.13.Et.
13.eiuſ.c.14.et.20.eiuſ.Et.14.E.3.c.13.
et.14.eiuſ.ſtat.3.c.4.Et.11.H.6.c.5.
Waſt woodes.13.Ed.1.c.45.
Wages of labourers.25.E.3.c.1.Et.23.H.6.c.
13.Et.11.H.7.c.22.et.12.eiuſd.c.3.
Wales.27.E.3.ſtat.2.c.18.Et.2.H.4.cap.18.
et.4.eiuſd.c.13.26.27.30.32.33.&.34.et.9.
eiuſd.cap.4.Et.1.H.5.c.6.Et.2.H.5.ſtat.2.
c.5.Et.4.H.6.c.3.et.20.eiuſd.ca.7.et.23.
eiuſd.c.5.et.27.eiuſd.c.4.
Waſchemen.2.H.4.c.12.16.17.19.&.20.&.4.
eiuſd.c.26.31.32.&.34.Et.20.H.6.cap.3.
et.25.eiuſd.et.27.eiuſd.c.4.
Wapentakes.2.E.3.ca.12.et.4.eiuſd.c.15.et
14.eiuſd.c.9.
Warde.9.H.3.c.3.et.20.eiuſd.c.6.Et.3.Ed.1
c.22.et.13.eiuſd.c.34.Et.17.E.2.c.1.Et.1.
E.4.Et.4.H.7.c.17.
Wardſhip.3.E.1.c.47.et.6.eiu.c.5.et.28.eiu.
Wardē of the fleete.1.R.2.c.12.Et.23.H.6.c.10
Wardeyn of poztes.5.R.2.c.2.Et.2.H.5.c.6.
Wardeynes of the marches.4.H.5.cap.7.Et.
31.H.6.c.3.
Wardeyn of aulnage.18.H.6.c.16.
Wardeynes of crafftes.3.E.4.c.4.
Wares wrought and brought from beyonde the
ſea.3.E.4.c.4.Et.1.R.3.c.9.&.12.
Warranty.52.H.3.c.26.Et.3.E.1.c.39.&.4.
eiuſd.c.2.et.6.eiuſd.c.3.&.12.et.13.eiu.c.6
&.39.et.20.eiuſd.Et.11.H.6.c.15.et.18.ei-
uſd.c.1.&.9.
Warrantiſe of packyng of wolles.28.E.3.c.13.
Waſhynge of money.3.H.5.c.6.
Watche.13.E.1.ſtat.2.c.4.Et.5.H.4.c.3.
Watche in Caleys.11.H.7.c.16.
Waterbaylyffes.28.H.6.c.5.
Water meaſure.11.H.7.c.4.
Waters of Tyne and Teeſe.3.E.4.c.1.
Warchaundelers.11.H.6.c.12.
Wapes.13.E.1.ſtat.2.c.5.
Way frō Thindon to Wozcheſter.8.H.6.c.28.
Weares.9.H.3.c.23.Et.25.E.3.ſtat.3.c.4.et
45.eiuſd.c.2.Et.17.R.2.c.9.Et.1.H.4.ca.
12.et.4.eiuſd.c.11.Et.1.H.5.c.2.Et.9.H.6.
c.9.Et.12.E.4.c.7.Et.11.H.7.cap.5.
Weauers.13.R.2.c.11.Et.8.H.6.c.23.
Weyghtes.14.E.3.c.12.et.18.eiuſ.c.4.et.27.
eiuſd.ſtat.2.c.10.et.31.eiuſd.ca.2.et.34.eiu
c.5.Et.13.R.2.c.9.et.16.eiuſd.c.3.Et.8.H.
6.c.5.Et.7.H.7.c.3.et.11.eiuſd.ca.4.et.12.
eiuſd.c.5.
Weyght of the noble.9.H.5.ſtat.2.c.7.
Weyer of wolles.1.H.4.c.13.
Whale.17.E.2.c.11.
Widow.9.H.3.c.7.et.20.eiuſd.ca.1.&.2.Et.
17.E.2.c.4.
Wyndynge of wolles.8.H.6.c.22.
Wynes.6.E.1.c.15.Et.12.E.2.c.6.Et.4.E.3.
c.12.et.27.eiuſd.c.6.7.&.8.et'37.eiuſd.c
16.et.38.eiuſd.c.10.&.11.et.42.eiuſd.c.8.
et.43.eiuſd.c.2.&.3.Et.4.R.2.c.1.et.5.ei-
uſd.c.4.et.6.eiuſd.c.7.et.11.eiuſd.c.7.&
16.eiu.c.1.Et.23.H.6.c.18.Et.4.H.7.c.10
Withernam.13.E.1.c.2.
Witnes.12.E.2.c.2.
Woad of Tolouſe.4.H.7.c.10.
Wolles.11.E.3.c.1.et.15.eiuſd.ſtat.3.c.3.5.&.
6.et.18.eiuſd.c.3.et.27.eiuſd.ſtat.2.cap.15.
&.27.et.31.eiuſd.c.7.&.8.Et.13.R.2.cap.
9.Et.8.H.5.c.2.Et.8.H.6.c.22.et.14.eiuſ.
c.2.Et.4.E.4.c.4.Et.4.H.7.c.11.
Wolles coketted.14.E.3.c.21.
wollepacker.8.H.6.c.22.Et.4.H.7.c.11.
wollen clothes.4.E.4.c.5.et.12.eiuſd.c.3.et.
17.eiuſd.c.5.Et.1.R.3.c.9.Et.3.H.7.ca.11.
et.4.eiuſd.c.8.et.11.eiuſd.c.6.et.12.eiuſ.
cap.4.
Wollen thzede.23.H.6.c.3.
Wollen yarne.4.E.4.c.5.
Woman couert making alienatiō.11.H.7.c.20
Women holding in chiefe.17.E.2.c.4.
women inheriters begyled.31.H.6.c.9.
women of age to inherite.39.H.6.c.2.
woodes.9.H.3.c.3.&.4.Et.25.E.3.ſta.4.c.6
Et.22.E.4.c.7.
women taken agaynſt their wyll.3.H.7.c.2.
wozkemen.23.E.3.c.8.
wozſted.17.R.2.c.3.Et.20.H.6.c.10.et.23.ei-
uſd.c.4.Et.7.E.4.c.1.
wozſted Mercers.19.H.7.c.17.
wzecke of the ſea.3.E.1.c.4.&.4.eiuſd.Et.17.
E.2.c.11.Et.15.R.2.c.3.
wounde.6.E.1.c.8
wzit of entree.13.E.1.c.21.
wzittes.2.E.3.c.5.
wzitynges.1.E.3.c.15.

Y

Yarde.27.E.3.ſtat.2.c.10.
Yarne.8.H.6.c.5.&.23.Et.7.E.4.ca.3
Yermouth.31.E.3.ſtat.2.c.2.
Yomen of the cozone.4.H.7.c.7
Yozke.1.H.6.c.1.et.29.eiuſd.c.3.

¶FINIS TABVLAE.

The great charter made in the .ix. yere of kyng Henrie the thirde and confirmed by kynge Edward the fyrst in the .xxviii. yere of his reigne.

EDVVARD BY THE GRACE OF GOD KYNG OF ENGLAND, LORD OF IRELAND and duke of Guyan. To al archebyshoppes, byshops abbottes, priors, erles, barons, Justicers, shyrifes, prouostis, officers, and to al baylifes, and other his faithfull subiectes greting. We haue sene the great chartre of the lorde Henry sometyme kynge of Englande our father, of the liberties of Englande in these wordes.

HENRY by the grace of god kynge of Englande, lord of Irelande, duke of Normandy, and Guyan, and erle of Angeoy, To all archebyshoppes, byshops, abbottes, priours, erles, barons, shyrifes, prouostes, officers and to all baylyfes, and our faythfull subiectes, whiche shall see this present chartre, gretinge. Knowe ye that we vnto the honour of almighty god & for the saluation of the soules of our progenitours and successours kynges of England, to the aduaunncement of holy churche, and amendement of our realme, of our mere and free will haue geuen and graunted to al archbyshops, byshops, abbottes, priours, erles, barons, and to al frees men of this our realme these lyberties vnder written, to be holden and kept in this our realme of England for euermore.

FYRST we haue graunted to god, and by this our present charter haue confyrmed for vs and our heyres, for euermore that the churche of Englande shalbe free, and shal haue all her hole rightes and libertees inuiolable. We haue granted also and geuen to al the fremen of our realme for vs and our heires, for euermore these lyberties vnder written, to haue and to hold to them and to their heyres, of vs and our heyres for euermore. Cap. i. Churche.

IF any of our erles, or barons, or any other our tenauntes, whiche holde of vs in chiefe by knyghtes seruyce dye, and at the tyme of his deathe his heire be of full age, and oweth to vs relefe, he shall haue his inheritaunce by the olde relefe, that is to say, the heire or heires of an erle for an hole erledome one hundreth poundes, the heire or heires of a baron, for an hole barony one hundred markes. The heire or heires of a knight for one hole knightes fee, one hundreth shillynges at the most. And he that hath lesse, shal geue lesse, accordyng to the olde custome of the fees. Cap. ii. Relefe.

BUT if the heyre of any such by within age, his lorde shall not haue the ward of him, nor of his land, before that he haue taken of him homage. And after that such an heyre hath bene in ward (when he is come to ful age) that is to say, to thage of .xxi. yeres, he shal haue his inheritaũce without relefe and without fine, so that if such an heire being within age be made knight, yet neuertheles his lande shal remaine in the keppynge of his lorde vnto the Cap. iii. Warde.

terme afore sayde.

Capi. iiii. Gardeine. ¶ The kepar of the land, of such an heyre beinge within age, shal not take of the landes of the heyr, but reasonable issues, reasonable customes, & reasonable seruices, and that without distructio, and wast of his men and his goods. And if we commit the custody of any such land to the shiriffe, or to any other, which is answerable vnto vs for thissues of the same land, and he make destruction or waste of those thinges that he hath in custody, we shal take of him amendes and recompense therfore, and the land shalbe committed to two lawful and discrete men of that fee, which shal answere vnto vs for the issues of the same land, or vnto him whom we shal assigne. And if we giue or sel to any man the custody of any such land, & he therin do make distruction or wast, he shal lose the same custody. And it shalbe assigned to .ii. lawful and discrete men of that fee, as it is afore sayd, which also in like maner shalbe answerable to vs, as afore is said.

Waste.

Custody.

Capi. v. Weſt. 1. Cap. 21. Gardeine. ¶ The keper so lōg as he hath the custody of the land of such an heire, shal kepe vp the houses, parkes, warrens, pondes, milles, and other things pertaining to the same land, with the issues of the said land, and he shal deliuer to the heire whē he cōmeth to his ful age, al his land stored with ploughes and all other thinges, at the least as he receiued it. All these thinges shall be obserued in the custodies of archbishoprices, bishoprices, abbeis, priories, churches and dignities vacant, which appertayne to vs: Excepte this that suche kepynges shall not be sold.

Cap. vi. Disparagemente. ¶ Heires shalbe maried without disparagement.

Cap. vii. Widowe. Quarentyne. ¶ A wydowe after the death of hir husband, incontinent and without any difficulty, shal haue hir mariage and inheritaunce, and shal giue nothinge for hir dower, hir mariage, or hir inheritance, whiche hir husbande and she held the day of the death of hir said husband. And she shal tary in the chiefe mansion of hir husband, the space of forty dayes after the death of hir husband, within which dayes hir dower shall be assigned hir (if it were not assigned hir before) or that the house be a castel. And if she depart from the castel, then a competent house shalbe forthwith prouided for hir, in the which she may honestly dwell, vntil hir dower be to hir assigned, as it is afore said. And she shal haue in the meane tyme hir reasonable estouers of the comen.

Dower. And for hir dower shalbe assigned the third parte, except she were endowed of lesse at the church doze. No widowe shalbe distrained to mary hir selfe, neuertheless she shal finde surety, that she shal not mary without our licēce and assent (if she holde of vs) not without the assent of the lorde, if she holde of an other.

Cap. viii. Dette. Dettour. Sureties. ¶ We nor our baylyffes shall not sease any lande or rente for any dette, as longe as the presente goodes and cattalles of the dettour, do suffice to pay the dette, and the dettour hym selfe be redy to satisfie therfore. Neither shal the pledges of the dettour be distrayned, as longe as the principall dettour is sufficient for the payment of the dette. And if the principall dettour fayle in payment of the det, hauyng nought wherwith to pay, or wyll not paie, where he is able enough, then the pledges shal answer for the det.

And

And if thei wyll, thei shall haue the landes and rentes of the dettour, vntyll thei be satisfied of that whiche thei be fore paide for him, except that the dettour can shewe hymselfe to be acquieted against the said suerties.

¶ The citie of London shal haue al the old liberties and customes, whiche it hath ben vsed to haue. Moreouer we wyll and graunte, that all other cities, boroughes, townes and the barons of the fyue portes, and all other portes, haue all their liberties and free customes. Cap. ix. London. Liberties.

¶ No man shalbe distrained to doe more seruice for a knightes fee, nor for any freholde, then therof is due. Cap. x. Knightes fee.

¶ Common plees shall not folowe our courte, but shall be holden in some place certaine. Cap. xi. Common pleas.

¶ Assyses of newe dysseisin, and of mortdaunce[stour] shal not be taken but in their shires, and after this maner. If we be out of this realme, our chiefe iusticers shal sende out our iusticers thorough euery countie ones in the yere, which with the knightes of the shyres shal take the said assises in those counties, and those thinges that at the comyng of our forsaide iusticers beynge sent to take those assises in the counties, can not be determined, shalbe ended by them in some other place in their eyrcuite. And those thinges whiche for difficultie of some articles can not be determined by them, shal be referred to our Iusticers of the benche, and there shalbe ended. Cap. xii. Assises of nouel dissesin & mortdaunceftor.

¶ Assises of darreine presentment shalbe taken alway before our Iusticers of the benche, and there shalbe determined. Cap. xiii. Assyses of darreyne presentment.

¶ A free man shall not be amerced for a smal faute, but after the quantitie of the faut. And for a great faut after the maner therof, sauing to him his contenement or freholde. And a marchaunt likewyse shalbe amerced, sauing to him his marchãdise. And any others villaine then ours shalbe likewise amerced, sauing his wainage, if he fal into our mercy. And none of the said amercimentes shalbe assessed, but by the othe of good and honeste men of the vicinage. Erles and barons shal not be amerced but by their peres, and after the quantite of their trespas. No mã of the church shalbe amerced after the rate of his spiritual benefice, but after his lay tenemẽt, & after the quãtite of his trespas. Cap. xiiii. west. 1. Cap. 6. Amercimentes.

¶ No towne nor free man shalbe dystrayned to make brydges nor bankes, but suche as of old tyme and of ryght haue bene accustomed to make them in the tyme of kynge Henry our graundfather. Cap. xv. Bridges. Bankes.

¶ No bankes shalbe defended from henceforth, but suche as were in defence in the tyme of kyng Henry our graũdfather, by the same places and the same boundes, as thei were wonte to be in his tyme. Cap. xvi. Bankes.

¶ No shyryffe, constable, eschetour, corroner, nor any other our baillifes shal holde pleas of our crowne. Cap. xvii. Pleas of the crowne.

¶ If any man that holdeth of vs late fee, do dye, and our shyryffe or baylyffe do shewe our letters patentes of our somons for dette, whiche the dead man did owe vnto vs: it shall be lefull to our shyryffe or baillyffe to attache and arrest al the goodes and catals of the dead man, beyng found in the said fee, to the value of the same det, by the sighte and recorde of lauful men. So that nothing therof shalbe taken away, vntill we be clerely paid of the dette. Cap. xviii. Lay fee.

And the residue shall remaine to the executours to performe the wyl of hym that is dead. And if it be found that he owe nothyng vnto vs, all the goodes and catals shal go to the vse of the dead man, sauyng to his wyfe, children their reasonable partes.

Cap. xix. Constable. Castell.

¶ No constable or his bailiffe shall take corne or other catall of any man for to vitail his castell, if the man be not of the towne where the castell is, but he shal forthwith pay for the same, onles it may appere that the wyl of the seller was to respite the paiment. And if he be of the same towne, the price of that corne and catall shalbe payd vnto hym within forty dates.

Cap. xx. Castelwarde.

¶ No constable shal distraine any knight for to giue money for kepynge of his castel, yf he him selfe wyll do it in his proper persone, or cause it to be done by an other sufficient man, yf he may not do it him selfe for a reasonable cause. And if we do commaund or send him to our warres, he shalbe free from castelwarde for the time that he hath ben with vs in fee in our host, for the which he hath done to vs knightes seruice in our warres.

Cap. xxi. Takers of horse and cartes.

¶ No sheriffe or bailiffe of ours, or any other shall take the horses or cartes of any man to make cariage, except he pay the old price limitted, that is to say for cariage with two horse. x.d. a day, for. iii. horse xiiii. d. a day. No demeane cart of any spirituall person or knight, or any other lord shalbe taken by our bailiffes, nor we, nor our bailiffes nor any other shall take any mannes wood for our castels or other our necessaries to be done, but by the lycence of him whose the wood is.

Cap. xxii. Landes of felons.

¶ We shal not hold the landes of them that be conuict of Felony but one yere and one day, and then those landes shalbe deliuered to the lordes of the fee.

Cap. xxiii. weares.

¶ All weres from henceforth shalbe vtterly put downe by Thames and Medway, and through all Englande, but only by the sea costes.

Ca. xxiiii. Precipe in capite.

¶ The writ that is called (Precipe in capite) shalbe from henceforth graunted to no man vpon any freholde, whereby any freman may lese his courte.

Cap. xxv. Measure.

¶ One measure of wyne shall bee throughe out realme, and one measure of corne, that is to say accordyng to the quarter of London, and one bredthe of dyed cloth, russettes, and haberiectes, that is to say two yardes within the lystes. And as it is of weightes, so shall it be of measures.

Cap. xxvi. Inquisition.

¶ Nothyng from henceforthe shall be giuen for a writ of inquisition, nor taken of him that prayeth inquisition of lyfe or of membre, but it shal be graunted frely.

Ca. xxvii. Socage. Burgage. pety sergeaunty.

¶ If any doe holde of vs by fee ferme or by socage, or burgage, and he holdeth landes of an other by knightes seruice, we shall not haue the custody of his heyre nor of his land, which is holden of the fee of an other man, by reason of that fee ferme, socage or burgage. Neither we shal haue the custody of such fee ferme, or socage, or burgage, except knightes seruice be due vnto vs out of the same fee ferme. Nor we shall not haue the custodie of the heire or of any land, by occasion of any pety sergeanty that any man holdeth of vs by seruice to paie a knife, an arrowe, or other lyke, in case the lande be holden of an other lorde by knightes seruice.

Ca. xxviii. Bailyffe.

¶ No bailyffe from henceforthe shall put any man to his open lawe nor to

an othe

an othe, vpon his owne bare saying, without saythfull witnesses brought in for the same. Open lawe.

¶No fre man shalbe taken or imprisoned or be dissesid of his freholde or liberties, or fre customes, or be outlawed, or exiled, or any otherwise distroied, nor we shal not passe vpon him, nor condempne him, but by lawful iudgemēt of his peers, or by the lawe of the land, we shal sel to no man, we shal deny nor deferre to no man, eyther Justice or ryght. Cap.xxix. Free man.

¶All marchantes (if they were not openly prohibit before) shall haue theyr saufe and sure conduite, to entre and departe, to go, and tary in the realme as wel by land as by water, to bie and sell without any maner of euyl tolles by the old and rightful customes, excepte in tyme of warre. And if they be of the land making warre ageinst vs, & be found in our realme at the beginnyng of the warres they shalbe attached without harme of body or goodes vntil it be knowen vnto vs or our iusticers, how our marchantes be intreted therin the land making warre against vs. And if our marchantes be wel intreted there theirs shalbe likewise with vs. Capi. xxx. Marchantes straungers.

¶If any man hold of any eschete as of the honor of Walingford, Notinghā, Boloin, or of any other eschetes which be in our handes, & are baronies, & die his heires shal geue none other reliefe, nor do none other seruice to vs, then he shuld to the baron, if it were in the barons hand. And we in the same wise shal hold it as the baron held it, neither shal we haue by occasion of any such barony or escheate, any escheate or keping of any of our men, onles they do hold of vs other where in chiefe, or elles he that helde the barony, or escheate, other where helde of vs in chiefe. Cap. xxxi. Eschete.

¶No freman from henseforth shal geue nor sel any more of his lande, but so that of the residue of the landes the lord of the fee may haue the seruyces due to him which belongeth to the fee. Cap.xxxii. Seruice.

¶All patrons of abbeys which haue the kynges charters of England of aduouson, or haue old tenure or possession in the same, shall haue the custody of them when they fal voyd, as it hath ben accustomed & as it is afore declared. Ca. xxxiii. Patrons of Abbeis.

¶No man shalbe taken or imprisoned vpon the appeale of a woman, for the death of any other, then of hir husband. Ca.xxxiiii. Appeale.

¶No county from henseforth shall be holden, but from moneth to moneth, and where greater tyme hath bene vsed, it shal be kepte so styl, nor no shiriffe nor his baliffe shal kepe his tourne in the hūdred but twise in a yere. And no wher but in due place and accustomed, that is to say, ones after Easter and a gayne after Mighelmas. And the viewe of frankepledge shalbe likewise at the feast of Mighelmas without occasion. So that euery man may haue his liberties, which he had or vsed to haue in the tyme of king Henry our graūdfather, or which he hath purchased syns. The viewe of frankpledge shalbe so done that our peace maie be kepte. And that the trything be holly kepte as it hath ben accustomed. And that the shiriffe seke no occasions, and that he be content with so much as the shiriffe was wont to haue for his viewe making in the tyme of kyng Henry our graundfather. Cap.xxxv. Countie. Tourne. Viewe of frankpledge.

¶It shall not be lefull from henseforthe to anie man to geue his landes Ca. vxxxi.

to any religious houſe, and to take the ſame lande againe to hold of the ſame houſe. Nor it ſhall not be lefull to any houſe of religion to take the landes of any man, & to leaſſe the ſame to him of whom he receiued it: If any man from henſforth geue his landes to any religious houſe, and therupon be conuicte, the gyft ſhalbe vtterly voyd, and the land ſhal retourne to the lord of the fee.

Ca.xxxvii. Eſcuage. ¶ Eſcuage from henſforth ſhalbe taken, lyke as it was wonte to bee in the tyme of kynge Henry our graundfather, Reſeruynge to all archebyſhoppes, byſſhops, abbottes, priours, templers, hoſpitelers, erles, barons, and al perſons, as wel ſpirituall as temporal, all their liberties and free cuſtomes, whiche they haue had in tyme paſſed. And al theſe cuſtomes and lyberties aforeſayd, which we haue graunted to be holden within this our realme, as much as apperteyneth to vs and our heyres, we ſhall obſerue. And all men of this our realme as wel ſpirytuall as temporall (as muche as in them is) ſhall obſerue the ſame agaynſte all perſons in lyke wyſe. And for this our gyfte and graunt of theſe liberties and of other conteyned in our chartre of lyberties of our foreſt, the archebyſhops, byſhops, abbottes, pryours, erles, barons, knyghtes, freholders, and other our ſubiectes, haue geuen vnto vs the.xb. parte of all their mouables: And we haue graunted vnto them on the other parte, that neyther we nor our heyres, ſhall procure or do any thing, wherby the lyberties in this chartre conteined ſhalbe infringed or broken. And if any thinge be procured by any perſon contrary to the premiſſes, it ſhal be had of no force nor effecte. Theſe beynge wytneſſes. Boniface archbyſſhop of Canterbury, Ed. byſhop of London, and other. Geuen at Weſtminſter, the.x. daie of Febryuary, the ninth yere of our reyne.

¶ We ratyfieng and approuynge theſe gyftes and grauntes aforeſayd confyrme and make ſtronge all the ſame for vs and our heyres perpetually. And by the tenor of theſe preſentes do renewe the ſame, willynge and grauntynge for vs and our heyres, that this chartre in all and ſyngular his articles foreuermore ſhalbe ſtedfaſtly, firmely, and inuiolably obſerued. And if any artycle in the ſame chartre conteyned, yet hitherto peraduenture haue not ben obſerued nor kept. we wyl and by our auctorytie royal cõmaund from henſforth fyrmely they be obſerued. Theſe reuerend fathers beyng wytneſſes. R. Archbyſhop of Canterbury primate of Englande. A. byſhop of Dureſme, and other. Geuen at Weſtmiſter with our owne hand the. xxviii. daie of the moneth of March, the.xxviii. yere of our reyne.

¶ The chartre of the Foreſte.

EDVVARDE by the grace of god, kynge of Englande, lorde of Irelande, and duke of Guyen, to all archbyſhops, biſhops, abbottes, pryours, erles, barons, iuſtycers ſhyrffes, prouoſtes, miniſters, and to al our baylyffes, and faythful ſubiectes, greting. We haue ſene the chartre of the lord Henry our father ſometyme kyng of England, concernyng the foreſt in theſe wordes.

¶ Henry by the grace of god, kyng of England, lorde of Irelande, Duke of Normandy, and of guien, &c. as in the beginning of the great chartre.

Firſte

FIRSTE we wyl that all forestes, whiche kynge Henry our graundfather afforested and made, shalbe viewed by good & lauful men. And if he haue made forest of any other wood more then of his own demene, wherby the owner of the wood hath hurte, we wyl that forthwith it be disafforested. And if he haue made foreste of no mannes wood but of his owne, then we wyl that it remaine forest stil. Sauing the common of herbage and of other thinges in the same forest to them, whiche before were accustomed to haue the same. Cap. i. Forestes

¶ Men that dwell out of the foreste from henceforth shall not come before the Justicers of our forest by no cõmon somons, onles thei be impleded there, or be sureties for some other that were attached for the forest. Cap. ii. Justicers of forestes.

¶ All woodes which haue ben made forest by kynge Richard our vncle, or by kyng John our father vnto our fyrste coronacion, shalbe forthwith disafforested onles it be our demeane wood. Cap. iii. Woodes.

¶ All archbishops, bishops, abbots, priors, earles, barons knightes, and other our freholders, whiche haue their woodes in forestes, shall haue theyr woodes as thei had them at the time of the firste coronacion of kynge Henry our graundfather, so that thei shalbe quyte for euer more of al purprestures, wastes, and assertes made in those woodes after that tyme vntyll the begynning of the .ii. yere of our coronacion: and those that from henceforth do make purprestures without our special lycence, or waste, or asserte in the same, shall answer vnto vs for the same wastes, purprestures and assertes. Cap. iiii. Woodes.

¶ Our rangers shall go through the forest to make raunge, as it hath bene accustomed at the tyme of the first coronacion of kyng Henry our graundfather, and none otherwise. Cap. v. Raungers.

¶ The inquiry or view for lawing of dogges within our forest shalbe made from henceforth, when the raunge is made, that is to saie euery three yere, and then it shalbe done by the view and testimonie of honeste men and not otherwise. And he whose dog is not lawed and so found, shalbe amerced, and shal paie for the same three shillynges. And from henceforth no ore shalbe taken for lawing of dogges. And such lawyng shalbe done by the assise comonly vsed, that is to saie that three clawes of the forefote shalbe cut of by the skinne. But from henceforth such lawing of dogges shall not be done, but in places where it hath ben accustomed from the tyme of the firste coronacion of the foresaide kynge Henry our graundfather. Cap. vi. Lawyng of dogges.

¶ No foster or bedill from henceforth shall make scotall, or gather garbe of otes, or any corne, lambe, or pyg, nor shal make no gathering, but by the sight and vpon the othe of the .xii. raungers, when thei shall make their raunge. So many forresters shalbe assigned to the keping of the forestes, as reasonably shall seme sufficient for the keping of the same. Cap. vii. Scotal. Forestes.

¶ No swanimote from henceforth shall be kepte within this our realme, but thrise in the yere, firste the fyftenthe date afore Mighelmas, when that our geste takers and walkers of our woodes come togither to take agystement in our demeane woodes, and about the feast of saint Martine in winter, when that our gest takers shal receiue our pawnage. And to these two swanimotes shal come our fosters, bierders, gest takers, and none other by distres. Cap. viii. Swanimots.

The thirde ſwanimote ſhalbe kepte in the beginninge fiftene daies before the feaſt of ſainte John Babtiſte, when that our geſte takers, or walkers do mete to hunte our deere. And at this ſwanimote ſhall mete our foſters, vierders, and none other by diſtres. Moreouer euery forty daies thorough the yere our foſters and vierders ſhal mete to ſee the attachementes of the foreſte as well for grenehue as for huntinge, by the preſentment of our foſters. And afore them ſhalbe attached. And the ſaid ſwanimotes ſhall not be kepte but within the counties, in which thei haue vſed to be kept.

Cap. ix. Ageſtment. Pannage. ¶ Euery freman maie take ageſtment in his owne woode within our foreſte at his pleaſure, and ſhall take his pawnage. Alſo we do graunt, that euery freeman maie driue his ſwyne freely and without impediment throughe our demeane woodes, for to ageſt them in their owne woodes, or els where thei will. And if their ſwyne tary one night and lie within our foreſt, there ſhall be no occaſion taken therof, wherby he maie leſe any of his owne.

Cap. x. Veniſon. ¶ No man from henſeforthe ſhal loſe neither lyfe nor membre for killing of our deere, but if any man be taken therwith, and conuict for taking of our veniſon, he ſhal make a greuous fine, if he haue any thinge whereof: And if he haue nothing to leſe, he ſhalbe impriſoned a yere and a daie. And after the yere and daie expired (if he can finde ſufficient ſuerties) he ſhalbe deliuered. And if not, he ſhall abiure the realme.

Cap. xi. Deere. ¶ What ſo euer archbiſhop, biſhop, erle, or baron cominge to vs at our commaundment, and paſſing by our foreſt, it ſhall be laufull for him to take and kil one or two of our deere with our foſter, if he be preſent, or els he ſhal cauſe one to blowe an horne for him, that he ſeme not to ſteale our deere. And lykewyſe thei ſhal do retourning home from vs.

Cap. xii. Wyeres, &c. ¶ Euery freman from henſeforthe without daunger ſhall make in his owne woode, or in his lande, or in his water, which he hath within his foreſte, milles, ſprynges, pooles, marſes, dykes, or erable grounde, without incloſing that erable ground, ſo that it be not to the annoiance of his neighbours.

Cap. xiii. Hawkes. Herons. Hony. ¶ Euery freman ſhall haue within his owne woodes, ayres of haukes, ſpare hawkes, faucons, eglys, and herons, and ſhall haue alſo the hony that is founde within his woodes.

Cap. xiiii. Foſter. Chiminage. ¶ No foſter from henſeforthe, which is not foſter in fee, paynge to vs ferme for his bailewyke, ſhall take any chiminage or tolle within his bailewyke: But a foſter in fee paynge vs ferme for his bailewyke, ſhall take chiminage that is to ſaie, for cariage by carte, the halfe yere two pens, and for an other halfe yere two pens, for an horſe that beareth lodes, euery halfe yere an halfpeny. And but of thoſe onely that come as marchauntes through his bailewyke by lycence to bie buſſhes, timbre, barke, cole and to ſel it againe at their pleaſure. But for none other cariage by carte, chiminage or tol ſhalbe taken. Tolle. For chiminage ſhal not be taken, but in ſuch places only wher it hath ben vſed to be. Thoſe which beare vpō their backes brushment, barke, or cole, to ſel though it be their lyuinge, ſhall paie no chiminage to our foſters, except thei take it within our demeane woodes.

Cap. xv. ¶ All that bee outlawed of treſpas within our foreſt, ſins the tyme of kynge

Henry

Henry our graundfather, vnto the firste yere of our coronacion, shall come to our peace without lette, and shall finde to vs sureties, that from henceforth thei shall not trespas vnto vs within our forest. Trespas.

¶ No constable, castellaine, or bailiffe, shall holde plea of foreste neither for grene hughe nor huntinge, but euery forster in fee shal make attachementes for plea of forest, as well for grene hughe as huntinge, and shall presente them to the viewers of the prounces. And when thei be inrolled and inclosed vnder the seales of the viewers, thei shalbe presented to our chiefe Justicers of our forest, when thei shall come thether to holde plea of forrest, and before them thei shall be determined. And these liberties of forest we haue graunted to all men. Sauing to all archbishops, bishops, abbottes, priours, erles, barons, knightes, and to all other persons, as well spirituall as temporall, templers, hospitellers, their lyberties and free customes as well within the forest as without, and in warennes, and other places, which thei before haue had. All these lyberties and customes we. &c. as it foloweth in the ende of the great Chartre. AND VVE do confirme and ratifie these giftes. &c. as in the ende of the saide great Chartre specifieth. &c. Cap. xvi. plea. Forster.

¶ The statute of Irelande made the. viii. yere of kynge Henry the thirde.

HENRY by the grace of god, kynge of Englande, lorde of Ireland, duke of Guian and Normandie, erle of Angeo, to his trusty and well beloued Gerard sonne of Maurice iusticer of Irelande, greting. Where as certaine knightes of the parties of Irelande haue lately informed vs, that when any lande doth discende vnto susters within our dominion of Irelande, the iustices erraunt in those parties are in doubte whether the yonger susters ought to holde of the eldeste suster, and do homage vnto her or not. And for as muche as the saide knightes haue made instance to bee certified, how it hath ben vsed heretofore within our realme of Englaude in lyke case, at their instaunce we do you to wite, that suche a law and custome is in Englande in this case, that if any holding of vs in chiefe, happe to die, hauinge doughters to his heires, our auncetours and we after the dethe of the father, haue alwaie had and receiued homage of all the doughters, and euery of them in this case did holde of vs in chiefe. And if thei happened to be within age, we haue alwaie had the warde and mariage of them. And if he be tenaunte to an other lorde (the susters being within age) the lorde shall haue the warde and mariage of them all, and the eldest onely shall doe homage for her selfe and all her susters. And when the other susters come to full age, thei shall doe their seruice to the lordes of the fee by the handes of the eldest suster. Yet shall not the eldest by this occasion eracte of her yonger susters homage warde or any other subiection, for when thei be all susters, and in maner as one heire to one inheritaunce, if the eldest shuld haue homage of the other susters, or demaunde warde, than the inheritaunce shuld seme to be deuided, so that the eldest suster shulde be segniores and tenaunt of inheritaunce (simul & semel) that is to saie heire of her owne parte, and segniores to her susters, whiche coulde not stande well togi-

ther

ther in this case, for the eldest can demaunde no more than her susters, but the chiefe mease by reason of her auncientie. Moreouer if the elder suster shuld take homage of the ponger, she shoulde bee as a segniores to them al, and shulde haue the warde of them and their heires, whiche shulde be none other but to caste the lambe to the wolfe to be deuoured. And therfore we cõmaunde you, that you cause the foresaide customes that be vsed within our realme of Englande in this case, to be proclaimed throughout our dominion of Irelande, and to be straitely kept and obserued. In testemonie wherof. &c. I witnes my selfe at westminster, the. xv. daie of Febzuary, the. xviii. yere of our reigne.

¶ The estatutes made at Merton, in the. xx. yere of kynge Henry the. iii.

AT VVAS prouided in the courte of our soueraigne lorde the kynge, holden at Merton, the morowe after the feaste of sainct Vincent, the. xx. yere of the reigne of kynge Henry the sonne of kynge John, before William archebyshop of canterbury, and other his bisshops and suffragannes, and before the greater partie of the erles and barons of Englande there being assembled for the coronacion of the saide kynge and Alyanore the queene, aboute which thei were al called: where it was treated for the common welthe of the realme, vpon the articles vnder writen. Thus it was prouided and graunted, as well of the foresaide archebyshops, byshops, erles, and barons, as of the kynge him selfe and other.

Cap. i. Dower. Querentyne. widowe.

FYSTE of wydowes, whiche after the death of their husbandes are deforced of their dowers, and maie not haue their dowers or quarentine without plea, we wyll that who so euer deforce them of their dowers or quarentine in the landes wherof theyr husbandes died seased, and that the same wydowes haue recouered after by plea, thei that be conuicte of suche wrongfull deforcement shall yelde damages to the same widowes, that is to saie, the value of the wholl dower to them belonging, from the time of the deathe of their husbandes vnto the date that the said wydowes by iudgement of our courte haue recouered seasen of their dowers, and the deforcers neuertheles shalbe amerced at the kynges pleasure.

Cap. ii. Wydowes.

¶ Also from henceforth all wydowes maie bequeth the crop of their grounde as well of their dowers, as of other their landes and tenementes. Sauinge to the lordes of the fee all suche seruices as be due for their dowers and other tenementes.

Cap. iii. Disseysin.

¶ Also if any bee disseised of their freholde, and before the Iusticers in eyre haue recouered seasin by assise of nouell disseisin, or by confession of them whiche did the disseisen, and the disseisie hath had seasin deliuered by the shyriffe, if the same disseisours after the circuite of the iusticers or in the meane tyme haue disseised the same plaintife of the same freholde, and therof be conuycte, thei shall be forthwith taken and kept in the kynges prison, vntyll the kynge hath discharged them by fyne, or by some other meane. And this is the fourme how such conuict persons shalbe punished, when the plaintifes

come into the courte, they ſhall haue the kynges writte directed to the ſhyryffe, in whiche muſt be conteyned the plainte of dyſſeyſin done vpon diſſeiſin. And then it ſhalbe commaunded to the ſhiriffe, that he, taking with him the keepers of pleas of the kinges crowne and other lawfull knightes, in his proper perſon, ſhall go vnto the lande or paſture, for whiche the plainte hath beene made. And that he make by the firſte iurours and other neighbours and lawfull men dilygente inquiſicion therof. And if they fynde him diſſeiſed agayne (as before is ſayd) then lette him do accordynge to the prouiſion afore mencyoned. And if it be founde otherwiſe, the plaintife ſhall be amerced, and the other ſhall go quite, neyther ſhall the ſhiriffe execute any ſuch plainte without ſpeciall commaundement of the kynge. In the ſame maner ſhalbe done to them that haue recouered their ſeaſin by aſſiſe of mordaunceſtor. And ſo ſhall it be of all landes and tenementes recouered in the kynges courte by enqueſtes, if they be diſſeyſed after by the fyrſte deforceours, agaynſt whom they haue recouered any wiſe by enqueſt. Aſſiſe of Mordd.

¶ Alſo becauſe many great men of England (whiche haue infeffed knyghtes and their freholders of ſmall tenementes in their great maners) haue complayned, that they can not haue profytte of the reſidue of their maners, as of waſt woodes and paſtures, becauſe the ſame feffees ought to haue ſufficient paſture accordynge to their holde. Thus it is prouided and graunted, that when ſo euer ſuche feffees do brynge an aſſyſe of nouell diſſeyſin for their common of paſture, And it is knowleged before the Juſticers, that they haue as muche paſture as ſufficeth to their holde, and that they haue free egreſſe and regreſſe from their lande vnto the paſture: then lette them be contented therwith, and they on whom it was complayned, ſhall goo quite of as muche as they haue made their profitte of their landes waſte woodes and paſtures. And if they alledge that they haue not ſufficient paſture, or ſufficient egreſſe and regreſſe accordyng to their holde, than let the treuth be inquered by aſſyſe. And if it be founde by the aſſiſe, that the ſame deforceours haue diſturbed them of their egreſſe or regreſſe in any thynge, or that they had not ſufficient paſture (as before is ſaide) then ſhall they recouer their ſeaſin by vieu of the inqueſt, ſo that by their diſcretion and othe the plaintifes ſhall haue ſufficient paſture & ſufficient egreſſe and regreſſe in forme aforeſaid. And the diſſeſours ſhalbe amerced, and ſhal yelde damages as they were wont before this prouiſiõ. And if it be certified by the aſſiſe, that the plaintifes haue ſufficient paſture with free egreſſe and regreſſe, as before is ſaide, let the other make their profyt or approuement of the reſydue and go quyte of that aſſiſe. Cap. iiii Weſt. 2. Cap. 26. Aſſyſe.

¶ Likewyſe it is prouided and graunted by the kynge, that from henſforth vſuries ſhall not runne agaynſt any beynge within age from the tyme of the death of his auncеſtour (whoſe heire he is) vnto his lawfull age. Notwithſtandyng neuertheleſſe that the payment of the principall det, with the vſurie that was before the death of his auncеſtour (whoſe heire he is) ſhall not remayne. Cap. v. Vſury.

¶ Of heyres that be led awaie with holden or maried by their freendes, or by other with force againſte our peace, Thus it is prouyded, that what ſoeuer Cap. vi. 1. Weſt. Cap. 22.

Weſt.2. Cap.35. Warde. Marpage.

uer laie mãn be conuicte therof, that he hath ſo witholden any childe led awaie or maried, he ſhall yelde to the loſer the value of the maryage. And for the offence his bodie ſhall be taken and impriſoned, vntyl he haue recompenſed the loſer, if the childe be maried, and further vntill he hath ſatiſfied the kynge for the treſpas. And this muſte be done, the heyre beynge within the age of fourtene yeres. And touchinge an heyre beinge fourtene yeres olde, or aboue vnto his full age, if he mary without the licence of his lorde to defraude hym of the mariage, and his lorde offer hym reaſonable and conueniente mariage (without diſparagement) then his lorde ſhal hold his lande beyonde the terme of his age, that is to ſaie. xxi. yeres, ſo longe that he may receyue the double value of the mariage after the eſtimacion of lawfull men, or after as it hath bene offered hym before without fraude and colluſion, and after as it maie be proued in the kynges courte. And as touchinge lordes, whiche marie thoſe that they haue in warde to byllayns or other, as burgeſſes, where they be diſperaged, if ſuche an heire be within the age of fourtene yeres, and of ſuche age that he can not conſent to maryage: then if his freendes complayne therof, the lorde ſhal loſe the wardſhip, vnto the age of the heyre. And all the profitte that therof ſhalbe taken, ſhall be conuerted to the vſe of the heyre beyng within age, after the diſcrecion and prouiſion of his frendes, for the ſhame done to hym, but if he bee fourteene yeres and aboue, ſo that he may conſent, and dooe conſent to ſuch mariage, no peyne ſhall folowe.

Diſperagement.

Cap.vii. Heire.

¶ If an heyre (of what age ſo euer he be) wyll not marie at the requeſte of his lorde, he ſhall not be compelled therto, but when he commeth to full age, he ſhall geue to his lorde and paie him as muche as any wolde haue geuen hym for the marrage before the receyte of his land, and that whether he wyll marie him ſelfe or not, for the mariage of him that is within age of mere right perteineth to the lorde of the fee..

Cap.viii. Weſt.1. Cap.38. Diſſeiſt.

¶ Touchynge conueyaunce of diſceit in a writte of righte from any auncеſtour, from the tyme of kynge Henry the elder, the yere and day, It is prouyded, that from henſforth there be no mencion made of ſo long tyme, but from the tyme of kynge Henry our graundfather. And this acte ſhall take effecte at Pentthecoſt, the. xxi. yere of our reygne, and not afore. And the writtes before purchaſed ſhall procede wryttes: of Mortedaunceſtour, of Natiuis and of entre, ſhall not paſſe the laſte retourne of kynge John from Irelande into Englande. And this acte ſhall take effecte as before is declared: wryttes of nouell diſſeſin ſhall not paſſe the fyrſte voiage of our ſouerayne lorde the kynge that nowe is in to Gaſcoyne. And this prouyſion ſhall take his effecte from the tyme aforeſayde, and all writtes purchaſed before ſhall procede.

Cap.ix. Baſtardie.

¶ To the kynges writ of baſterdie, whether one beynge borne afore matrimony may inherite in lyke maner as he that is borne after matrymony, all the byſhoppes aunſwered, that they wolde not, nor coulde not aunſwere to it, becauſe it was directly agaynſt the common order of the churche. And all the byſhops inſtaunted the lordes, that they wolde conſent, that all ſuche as

as were borne afore matrimonie, shuld be legittimate, as well as thei that be borne within matrimonie, as to the succession of inheritaunce, for so muche as the churche accepteth suche for legittimate: And all the erles and barons with one voice answered, that thei wold not chaunge the lawes of the realme whiche hitherto haue ben vsed and approued.

¶ Moreouer it is prouided that euery freman, whiche oweth suite to the countie, trithyng, hundred, and wapentake, or to the courte of his lorde, may frely make his atturney to doe those suites for him. Cap. x. Atourney.

¶ Concernynge tresplaers in parkes and pondes, it is not yet discussed: for the lordes demaunded the proper imprisonment of suche as thei shulde take in their parkes and pondes, whiche the kyng denied. wherefore it was deferred. Cap. ix. parkes.

¶ A statute of the leape yere made the .xxi. yere of kyng Henry the .iii.

THe kynge vnto his Justices of the benche, greting. Know ye that where within our realme of Englande, it was doubted of the yere and daie that were wonte to be assigned vnto sycke persons beinge impleaded, when and from what daie of the yere goinge before vnto an other daie of the yere folowinge, the yere and daie in a leape yere oughte to bee taken and rekened how longe it was. we therefore willinge that a constitutee bee obserued in this behalfe euery where within our realme, and to auoide all daunger from such as be in plea, haue prouided and by the counsaile of our faithfull subiectes haue ordined, that to eschewe from henseforthe all doubte and ambiguitee that might arise here vpon, the day increasing in the leape yere shalbe accompted for one yere, so that because of that daie none shall be preiudiced that is impleaded, but it shalbe taken and rekened of the same moneth wherin it groweth, and that daie and the daie next goinge before shalbe accounted for one daie. And therfore we commaunde you, that from henseforth you do cause this to be publisshed afore you, and to be obserued. witnes my selfe at Westminster. &c.

¶ Here beginneth the statute of Breade and ale made the .51. yere of kyng Henry the third.

WHEN a quarter of wheate is solde for .xii. d. then wastell bread of a ferthing shall waie. vi. li. and .xvi. s. Bread coket of a ferthynge of the same corne and bultell shall waie more than wastell by. ii. s. Coket bread made of corne that is of lesse price shal waie more than wastell by. v. s. a simnell of a farthyng shall waie. ii. s. lesse then wastell. Bread made of the wholl wheate shal way a coket and an halfe, so that a coket shal weigh more then a wastel by. v. s. Bread of trete shal way. ii. wastels. Bread of common wheat shall weigh. ii. great cokettes when a quarter of wheate is solde for .xviii. d. a wastell loke of a farthing shal weigh. iiii. li. x. s. viii. d. when a quarter of wheate is solde for ii. s. then a wastel loke of a farthyng, shall way. iii. li. viii. s. when it is solde for. ii. s. vi. d. liii. s. iiii. d. ob. q.

when

when for. iii. s.	xlviii. s.
when for. iii. s. vi. d.	xlii. s.
when for iiii. s.	xxxvi. s.
when for. iiii. s. vi. d.	xxx. s.
when for. v. s.	xxviii. s. ii. d. ob.
when for. v. s. vi. d.	xxiiii. s. viii. d. q.
when for. vi. s.	xxii. s. viii. d.
when for. vi. s. vi. d.	xix. s. xi. d.
when for. vii. s.	xix. s. i. d.
when for. vii. s. vi. d.	xviii. s. i. d. ob.
when for. viii. s.	xvii. s.
when for. viii. s. vi. d.	xvi. s.
when for. ix. s.	xv. s. q.
when for. ix. s. vi. d.	xiiii. s. iiii. d. ob. q.
when for. x. s.	xiii. s. vii. d. ob.
when for. x. s. vi. d.	xii. s. xi. d. q.
when for. xi. s.	xii. s. iiii. d. q.
when for. xi. s. vi. d.	xi. s. x. d.
when for. xii. s.	xi. s. iiii. d.

Bakers. And then a baker of euery quarter of wheate (as it hath ben proued by the kinges bakers) may gaine. iiii. d. and the braune, and two loues for auauntage, for thre seruauntes. i. d. ob. for two laddes. ob. in salte. ob. for kneadynge ob. for candell. q. for woode. ii. d. for his bultell. ob. when a quarter of wheate is solde for. iii. s. or. iii. and. iiii. d. And a quarter of barley at the price of. xx. d. or. ii. s. And a quarter of otes at. xvi. d. then brewars in cities ought and may well afforde and sell. ii. galons for. i. d. And out of cities thei may sell iii. or iiii. galons for. i. d.

Brewers.

Here begynneth a statute concernyng generall dates in the benche made the. 51. yere of kynge Henry the thirde.

Dates in Banke.

If a writ come within the vtas of saint Michel, a day shalbe giuen therupon vnto the vtas of sainct Hillarii, and if it come in the quinzyme of saint Michel, day shalbe giuen vnto the quinzyme of saint Hillarii. If it come i the. iii. wekes after saint Michel the day shalbe crastino purificationis. If within a moneth after Michelmas, in the vtas of the purification, If in crastino animarum, then in the quinzyme of Easter. If in crastino Martini, then in the. iii. wekes after Easter, if in the vtas of saint Martine, then in Easter moneth. If in the quinzyme of saint Martine, then within. v. wekes after Easter, & also there is a day specially giuen in crastino ascentionis, & it conteruayleth as muche as within. v. wekes after Easter. If in the vtas of sainct Hillarii, in the vtas of the Trinitie. If in quindena Hillarii, then in quindena Trinitatis, and sometyme in crastino of saint John Baptiste. If in crastino purificationis, then in crastino and vtas of saint John Baptist, if in the vtas of the purificatiō, then in quindena of John Baptist, if in quindena Pasche, then in ỹ

vtas

vtas of saint Mighell. Jf within iii. wekes after Easter, then in quindena of saint Mighel. Jf within Easter moneth, thē within iii. wekes of the feast of saint Mighel. Jf within fiue wekes after Easter, or in crastino Ascensionis, thē within a moneth after the feast of saint Mighell. Jf in the vtas of the Trinitie, then in crastino animarum. Jf in quindena Trinitatis. or in crastino of sayne John Baptist, than in crastino Martini. Jf in the vtas of sayne John Baptist, than in the vtas of saint Martine. Jf in quindena of sayne John Baptist, then day shalbe geuen vnto quindena Martini.

A statute of dayes generall in a writ of dower made the. L I. yere of kynge Henry the thyrde.

Jf the writte do come in octauis Michaelis, daie shalbe geuen vntill crastino animarum. Jf it come in quindena Michaelis, daie shalbe geuen vntyll the crastino Martini. Jf in mense Michaelis, then in quindena Martini. Jf in crastino animarum, then in octauis Hillarii. if in crastino Martini, then in quindena Hillarii. Jf in octauis Martini, then in crastino purificationis. Jf in quindena Martini, then in octauis purificationis. Jf in octauis Hillarii, thē in xv. Pasche. Jf i quidena Hillarii, thē in trib⁹ septimanis Pasche. Jf in crastino purificationis, then in mense Pasche. Jf in octauis purificationis, then in crastino Ascensionis. Jf in quindena Pasche, thē in octauis Trinitatis. Jf in tribus septimanis Pasche, then in quindena Trinitatis. Jf in mense Pasche, then in crastino Johannis Baptiste. Jf in quinque septimanis Pasche, then in octauis Johannis. Jf in crastino Ascensionis, then in quindena Johannis. Jf in octauis Trinitatis, then in octauis Michaelis. Jf in quindena Trinitatis, thē in quindena Michaelis. Jf in crastino Johannis Baptiste, than in tribus septimanis Michaelis. Jf in octauis Johannis Baptiste, then in mense Michaelis. Jf in quindena Johannis Baptiste, then in crastino animarum.

Dates in a writ of dower.

The statute of distresses of the Eschequer, made. L I. yere of kyng Henry the. iii.

For as muche as the commynaltie of the realme hath sustayned great losse and damage by wrongful takyng of dystresses, whiche haue ben made by shirriffes & by other the kinges bailiffes for the kinges det, or for any other cause. Jt is therfore prouided and ordeyned, that when a shyrryffe or any other man doth take the beastes of other, they to whom the beastes do belong, may giue thē theyr feding without disturbance (so longe as they be impounded) without geuynge any thynge for theyr keppynge. And that the beastes nor no other distresse taken for the kynges det, nor for any other cause, be geuen ne fold within. xv. daies after the takynge, and if any bryngē a tayle of a payment made in the escheker, the distresse shall cease. And if he bringe the taile of any shyrriffe or bailiffe, of payment made to them of the thyng demaunded, and wyll finde pledges that he appere in the eschequer, vpon the nerte accompt

Distresse.

compt to do as right shal require, the the distres shal lease. And the shiriffe or bayliffe shall cause hym to be attached that ought to haue acquited him that he appere vpon the same accompt to do as right shal require, & there shal haue the names of the pledges. Yet it is prouided that no man of religion, nor other shal be distreyned by his beastes that gayne his lande, nor by his shepe for the kynges dette, nor for any other man, but vntil they can fynde all other distresse or cattailes sufficient, wherof they may leuy the det, or that is sufficient for the demaunde, except impounding of beastes that a man findeth in his ground damage fesaunt after the vse and custome of the realme: And that suche distresses be reasonable after the value of the dette or demaunde, and after conuenient estymacion and not outragious, how be it the kynge willeth and commaundeth that shyrriffes or their bayliffes, that haue receyued the kynges det of the summes of the escheker, and haue not accounted therof, at the nexte accompte shall be punyshed after the statutes made therupon, and the kynge willeth that all dettes of somons of the escheker that the shyrriffe or bailiffe confesseth, receite shal be allowed him forthwith: so that whether he receyued all the det or part, it shall neuer come more in demaunde nor somons after the shirriffe hath confessed the payment.

¶ A Statute for the Eschequer.

The kyng commaundeth that all mayer of bailiffes, shiriffes and other officers, as well the Justices of Chester and other bailiffes of there counties as other that be tenentnours of wardes of escheates, & other bailiwickes shalbe answerable in the eschequer, and there shall make accompte to the tresourer and barons of the same place. And that all shyrriffes, fermours, baylyffes of fraunchyses and other shall come to the prothyte in the eschequer the monday after the feaste of sayncte Mychell, and the mondaie after the vtas of Easter, for to paye theyr fermes rentes and yssues belongynge to the kynge. And shal bringe at the forsayde termes the forsayde fermes rentes and yssues due holly in to the eschequer as before is mencioned. And if they make default, their bodies shall remayne without departyng from thens vntil they haue payd or made agreement. And he that wyll not come at the termes aforesayd, shalbe ameted after the custome of the eschequer, and the shiriffes and bailiffes at the same termes shall bringe and paie suche money as they haue receyued of the somons of the eschequer and other the kynges dettes. And shall be prepared and redy to make full accompte of the thynges aforesayde. And that all bayliffes of fraunchises whiche ought to leuy the kynges dettes and be aunswerable to the shyrriffes therof, shal come and accompt sufficiently accordynge to the extreates of the somons of the eschequer. And suche as do not, theyr bodies shall remayne in warde of the shyrriffes, and for defaulte of them, the shyrriffe shal cause the dettes to be leuyed by their owne bayliffes where they heue power as they haue vsed to do in tyme passed. And if the baylyffes do not come in at the date that the shyrriffe shall

giue

geue them knowlage, the shiriffe shall entre into the same fraunchises, and leuie the dettes with his owne hande. Concernynge Justices of Chester and bailiffes therof, the kynge willeth, that they or one of them shall come at the profer of saincte Michell euery yere, when they ought to gyue accompte vnto the kynge, and at the profer of the vtas of Easter they shal come likewyse, and bryuge in that that they owe to the kynge for that terme. And the Justices of Chester shall haue daie to accompte from yere to yere in quindena Paschę: And the bailiffes therof the mondaie of Easter vtas. And that all shiriffes of Englande, excepte the shyriffes of westmerlande, Lancaster, worcester, Rutlande, and Cornewall, shall from henseforth kepe all such wardes and eschetes as belonge to the kynge, whiche be within their shyres and not holde of other fees, of the issues wherof they shal be aunswerable in the eschequer at the termes aforesayde. And at theyr tournes that they make in their shires, they shall kynde office of suche thynges as the kynges eschetours haue not vsed to kynde of that that belongeth vnto the kynge ones or twyse in the yere, to as litle greuaunce of the people as they can. And the shiriffes shal seise the escheates that falle to remayne vnto the kynge in fee, and shall certifie the kynge of them without delaie. And the kynge shall assigne thre able persons, that shall go throughe out the realme to survey and kynde the wardes and eschetes aforesayde from yere to yere, when they shall thynke requisite. And the shyryffes by their counsell shall approue and let to ferme, or otherwyse, suche wardes and escheates as they shall thynke moste for the kynges aduauntage. Towchinge the fiue shires before named, the kynge will that the shiriffe of Comberlande shall execute the office of the erchetour in the shires of westmerlande and Lancaster. And the shyryffe of Nothinghame in Rutlande. And the shiriffe of Glouceștre in worcestre. And the shiriffe of Deuonshyre in Cornewall, and shall saufely kepe the kynge his wardes and eschetes in the same shyres, and shall be aunswerable in the eschequer for the issues of them as well as for their owne shyres. And the thre personnes aforesayde shall survey and extende suche wardes and eschetes as wel there as in other places, and shall be approued by their counsell. And when the shiriffes do accounte, they shall accounte for suche wardes and escheates. And in like maner shall the Justices of Chestre do, and their bayliffes also, euery one for his bailiwyke. And the saide three persons shall kepe the kynges demeanes, and shall approue them as they shall thinke beste for the kynges aduauntage, and shall be aunswerable for the issues: and they shall haue power to lette for the smal manours or demeanes to folke of the same places, or to other accordynge to their discretion, and shall let them to ferme from yere to yere, as they shall thynke moste to the kynges profite. And the fermours shall be chargeable for their termes vnto the principal approuers, and they vnto the eschequer the mondaie nexte after the Ascencion from yere to yere. And the principall collertours of the custome of wolles, at the two termes before mencioned, shall paie all suche money as they haue receyued of the sayde custome, and shall make accompte from yere to yere clerely of all parcels receiued in any of the portes or other

places of the realme, so that they shall aunswere for euery ship, where it was charged, and howe muche it caried, and whose the wolles were, and for euery other charge in the shippe, wherof custome is due, and for the whole receipte. And the wardeine of the kinges wardrobe shall make accompte yerely in the eschequer in the feast of saincte Margarete, and the treasourer and barones shall be charged by othe, that they shall not attende to here the pleas or matters of other men, whyles they haue to do with the kynges owne dette.

And when a shiriffe or bailiffe hath begonne his accompte, none other shall be receiued to accompte, vntill he that was firste appointed hath clerely accompted: and his money receiued: and that the constable, marshall chaumberlaine, and other that are of fee in the eschequer, from henceforth shall present vnto the kynge suche as they haue put in their places to do their offices, which must be of good fame, and sufficient, for whose actes them selues will aunswere. And the kynge commaundeth the treasourer and barons of the eschequer vpon their allegeaunce, and by the othe that thei haue made to him, that they shal not assigne any in their roumes, but such as this act meaneth of, and that the eschequer be not charged with mo persones then is necessarie. And that none of them that be sworne to the kynge, shall put in his roume any other clerke or late person (excepte he be sworne) without speciall license of the treasourer, and if any bee, he shall be forthwith remoued from his office. And none other shall be receiued in his stede without the kynges licence. And if any that is receiued without the treasourers licence, dooe trespasse afterwarde, punishement shall be done as well to the assignour as to him that is assigned according to the trespas. And if both be vnsufficient, their superior shall be punished, whether he be officer of fee or other. And the treasourer shall put no other in his roume, vntil he hath commaundment from the kyng. And if he that kepeth the roume of an other by licence of the treasourer, doth any thinge that he ought not to do, he shall be punished according to the trespas, if he haue wherof, and if he haue not, he that put him in office, shall be charged for his trespas, and if he that put hym in office be not sufficient, his superior shall be charged whether he be of fee or otherwise.

Wolle stable. And they of the wollstable shall make othe, that if any of them maie perceiue, that another dothe committe any offence, or other thynge dishoneste in the office of the wollstable, or that he hathe done before, that they shall certifie it to the treasourer or to the barones, or to some of them, or to the kynge hym selfe, if nede require. And that aboute the feaste of saincte Margarete, before that the eschequer be closed, they shall cause a serche to be made, whether any shiriffe or bailiffe, that ought to haue accompted the same yere haue not, and therupon a remembraunce as a rolle shall be made by it selfe. And if it be a shiriffe, his accompte shall be firste harde after Myhelmas, before that any other be receiued to accompte. And if he be a bailiffe, he shall be somoned or distraigned to come at a certayne daie for to accompte, so that no accompte shall be suffred to slepe. And for as muche as shiriffes, constables, and other, obteyne many times outrageous allowances, by pretence of the kynges workes, and other thynges done and prouyded

by

by his commaundment: It is prouided, that all surueiours of the kynges workes shall be chosen by the othe of .xii. men, and of suche as will and maie attende best to that office. And that thei be sufficient to aunswere the kynge, if nede be, and shall swere, that thei bare true and laufull witnesse. And if the tresourer or barons of the eschecker haue any suspection of sale alowances of charges or other thinges, the truthe muste be inquired, and he that is atteined shall answere to the kynge for as muche as the allowaunce amounteth vnto, and shalbe imprisoned one yere and .xl. daies, and shal be punished at the kynges pleasure. And the surueiours shalbe punished for their consent. And lykewise he, that vpon the accompt did concele and kepe secret such thinges, wherof he ought to haue charged him selfe, shall bee punished in likewise, as he that admitted such falfe alowances. And that the Justicers, commissioners, & other shal from hensorth deliuer into the eschequer, at the feast of saincte Michell from yere to yere, the extreates of fines and amerciamentes made and tared before them, and of all thinges wherfore the extreates are wonte to be deliuered there. And thei of the eschekер shall make extreates of the somons throughe all shires, sauing that the extreates in eire of all plees shalbe deliuered immediately after the eire made. Extreates.

¶ A statute of pyllory, made the .51. yere of kyng Henry the .iii.

If a baker or a bruer bee conuicte, because he hath not obserued the assise of breade and ale, the fyrste seconde and thirde tyme he shall be amerced accordinge to his offence, if it bee not ouer greuous, but if the offence be greuous and often, and be not amended, then he shall suffer punishment of the body, that is to wit a baker to the pyllory, and a bruer to the tumbrell, or some other correction. Firste. vi. laufull men shall be sworne truly to gather all measures of the towne, that is to witte bussheles, halfe and quarter bussheis, galons, pottels, and quartes, as well of tauernes as of other places. Measures and weightes, that is to witte poundes, halfe poundes, and other lytle weightes, wherwith breade of the towne or of the courte is waied, that is to sai, one lofe of euery sorte of breade. And vpon euery measure, elle, weighte, and also vpon euery lofe the name of the owner shall be written. And lykewyse thei shall gather the measures of milles. After whiche thinge done .xii. laufull men shall swere to make true aunswere to all suche thinges as shall be demaunded of them in the kynges behalfe vpon articles here folowynge, and suche thinges as be secrete, thei shall vtter secretely. And the baylyffe shall be commaunded to bringe in all the bakers and bruers with their measures, and all thinges vnderwritten. Fyrste thei shall inquire the pryce of wheate, that is to witte, howe a quarter of the beste wheate was solde the laste market daie, and howe the seconde wheate, and howe the thirde: and howe a quarter of barley and otes. Afterwarde howe the bakers breade in the courte dothe agre, that is to witte wastell and other breade after wheate of the beste or of the seconde, or of the thirde pryce. Also vpon howe muche

encrease or decrease in the price of wheate a baker ought to change the assise and weight of his breade. Also how muche the wastell ought to waie, and al other maner of breade after the price of a quarter of wheate that thei present. Also for defaulte in the weighte of the breade a baker ought to be amercied, or to be iudged vnto the pillory accordynge to the lawe and custome of the court. Also if any stewarde or bailiffe for any bribe doth relesse punishmente of the pillorie and tumbrell, being alredi iudged, or to be iudged of righte. Also if thei haue in the towne a pillory of conuenient strengthe, as appertei-neth to the lybertie of their market, whiche thei maie vse (if nede be) without bodely perill either of man or woman. Afterward thei shall enquire of the as-sise and price of wyne after the departure of the Justices in eire, or of them that were last in office of the market of the towne, that is to saie of the vinte-ners names, and how thei sell a galon of wyne. Also if any corrupted wyne be in the towne, or such as is not holsome for mannes bodie. Also of the assise of ale in the courte of the towne howe it is, and whether it be obserued, and if not howe muche bruers haue solde contrary to the assise, and thei shall pre-sent their names distinctely and openly, and that thei be amercied for euery defaulte, or to be iudged to the tumbrell, if thei sell contrary to the assyse. Al-so if there be any that sell by one measure, and bie by an other. Also if any doe vse false elles, weightes or measures. Also if any boucher do sell contageous flesshe, or that died of the murren. Also thei shall enquire of cookes that sethe flesshe or fysshe with breade or water, or any otherwise that is not holsome for mannes bodie, or after that thei haue kepte it so longe that it leseth his natu-ral holsomnes, and then seth it againe and sell it. Also of forstallers, that bie any thinge afore the due and accustomed houre, againste the good state and weale of the towne and market, or that passe out of the towne to mete suche thinges as come to the market, being out of the towne, to the entent that thei maie sell the same in the towne more dere vnto regratours that vtter it more dere then thei wold that brought, in case thei had come to the towne or mar-ket. when a quarter of barley is solde for .ii.s. then .iiii. quartes of ale shal be solde for .i.d. when for .ii.s. vi.d. then .viii. quartes of ale shall be solde for .i.d. when for .iii.s. then .iii. quartes for .i.d. when for .iii.s. vi.d. then .v. quartes for .i.d. when it is solde at .iiii.s. then .ii. quartes at .i.d. And so from henceforth the prices shall increase and decrease after the rate of .vi.d.

The statute made at Marlebridge or Marleborough, in the .52. yere of kynge Henry the thirde.

IN THE YERE of grace. M. CClxviii. the .lii. yere of the reigne of kynge Henry, son of kynge John, in the dias of S. Martin, for the better estate of this realme of Englande, and for the more spedy ministracion of Justice, as belongeth to the office of a kynge, the more discrete men of the realme beinge called toge-ther, as well of the higher as of the lower estate: It was prouided, agreed, & ordeined, that where as the realme of Englande of late had ben disquieted

with

with manifolde troubles and diſcencions, for reformacion wherof ſtatutes and lawes be right neceſſary, wherby the peace and tranquillitie of the people muſt be obſerued: wherin the kyng entendynge to deuyſe conuenient remedy, hath made theſe actes, ordinaunces, and ſtatutes vnder written, which he willeth to be obſerued for euermore firmely and inuiolably of all his ſubiectes as wel highe as lowe.

VVHERE as at the tyme of a commocion late ſtirred vp within this realme, and alſo ſythens many great men, and diuerſe other refuſyng to be iuſtified by the kyng and his courte, like as they ought and were wonte in the tyme of the kynges noble progenitours, and alſo in his tyme, but toke great punyſhmentes and diſtreſſes of their neighbours and of other, vntyll they had amendes and kynes at their owne pleaſure. And further ſome of them wolde not be iuſtified by the kynges officers, nor wold not ſuffer them to make deliuere of ſuche diſtreſſes as they had taken of their owne auctoritee: It is prouyded, agreed, and graunted: that all perſons, as wel of highe as of lowe eſtate, ſhall receiue iuſtice in the kynges courte: And none from henſeforth ſhal take any ſuch diſtreſſe of his owne auctoritee, without award of our court, though he haue dāmage or iniury, wherby he ought to haue amendes of his neighbour other higher or lower. And vpon the foreſayd article it is prouided and graunted, that if any from henſforth take ſuche diſtreſſes of his owne auctoritee, without award of our court (as before is ſaid) and be conuict therof, he ſhalbe puniſhed by fyne, and that according to the treſpas. And like wiſe if one neighboure take a diſtreſſe, of an other without awarde of our courte, wherby he hath damage, he ſhalbe puniſhed in the ſame wiſe, & that after the quantitee of the treſpas. And neuertheles ſufficient and ful amendes ſhalbe made to them that haue ſuſteined loſſe by ſuch diſtreſſes. Cap. i. Diſtreſſe.

¶ Moreouer none (of what eſtate ſo euer he be) ſhal diſtreigne any to come to his court, whiche is not of his fee, or vpon whom he hath no iuriſdiction by reaſon of his hundred or bailiweke, nor ſhal take no diſtreſſes out of the ſe or place, where he hath no bailiwyke nor iuriſdiction. And he that offendeth againſt this ſtatute, ſhalbe puniſhed in like maner, and that accordinge to the quantitee of the treſpas. Cap. ii. Diſtres.

¶ If any of what eſtate ſoeuer he be, wyl not ſuffer ſuch diſtreſſes, as he hath taken, to be deliuered by the kings officers, after the lawe and cuſtome of the realme, or wil not ſuffer ſomons, attachmentes, or executions of iudgementes geuen in the kinges court to be done, he ſhalbe puniſhed in maner aforeſaid, as one that wyl not obey the lawe. And if any, of what eſtate ſo euer he be, diſtraigne his tenaunt for ſeruices and cuſtomes, being due vnto him, or for any other thing, wherby the lord of the fee hath cauſe to diſtreigne, and after it is found, that the ſame ſeruices are not due, the lord ſhal not therfore be puniſhed by fine, as in the caſes aforeſaid, if he do ſuffer the diſtreſſes to be deliuered according to the lawe & cuſtome of the realme, but ſhalbe amerced, as hitherto hath ben vſed, & the tenant ſhall recouer his dāmages againſt him. Cap. iii. Diſtres.

¶ None from henſeforth ſhall cauſe any diſtreſſe, that he hath taken, to bee driuen out of the countie, where it was taken. And if one neyghbour doe ſo to Cap. iiii.

so to an other of his owne auctoritee and without iudgement, he shall make kyne (as aboue is saide) as for a thyng done against the peace. Neuertheles if the lord presume so to do against his tenant, he shalbe greuously punished by amerciamēt. Moreouer the distresses shalbe reasonable, and not to great. And he that taketh great and vnreasonable distresses shalbe greuously amerced for the excesse of suche distresses.

Distresse.

Cap. v. Charter.

¶ The great charter shalbe obserued in all his articles, as wel in suche as pertayne to the kynge, as to other, and that shalbe enquered afore the Iusticers in eyre in their circuites, and afore the shiriffes in their counties, when nede shalbe. And writtes shall be frely graunted against them that do offende, before the kyng, or the Iusticers of the benche, or before Iusticers in eyre, when they come into those parties. Likewise the chartre of forestes shal be obserued in al his articles, and the offenders, when they be conuict, shalbe greuously punished by our soueraigne lorde the kyng in fourme aboue mencioned.

Cap. vi. Feoffement.

¶ As touchinge them that vse to infeffe their eldest sonnes and heires, being within age, of their heritage, for to defraud the lordes of the fee of their ward shyps: It is prouided and agreed, that by occasion of any suche feffement no chiefe lorde shal leese his warde. Moreouer towching them that feigne false feoffementes of their landes, whiche they will lesse for terme of yeres for to defraude the chiefe lordes of their wardes, wherin it is conteined, that they are satisfied of the whole seruice due vnto them, vntil a certaine terme: so that suche feffees are bounde at the said terme to pay a certayne summe to the value of the same landes or terre aboue, so that after suche terme, the lande shal retourne to them or to their heires, because no man wyll be content to holde it vpon the price: It is prouided and agreed, that by suche fraude no chiefe lorde shall lese his warde, neuertheles it shall not be lefull to them to disseise such feffees, without iudgement, but thei shall haue a writte for to haue such a warde restored vnto them, and by the witnesses, conteined in the dede of feffement, with other free and lawfull men of the countrey, and by the value of the lande, and by the quantitee of the summe payable after the terme, it shalbe tried, whether suche feoffementes were made vpon very confidence or by collusion to defraude the chiefe lordes of the fee of their wardes. And if the chiefe lordes in suche cases recouer their wardes by iudgement, the feffees shall neuertheles haue their action to recouer suche terme or fee (whiche they had therin) when the heires come to their lawfull age. And if any chiefe lordes do maliciously implede such feffees, feigning this case namely where the feoffementes were made lawfully, and vpon very truste, then the feffees shall haue their damages awarde and their costes, whiche they haue susteined by occasion of the forsaid plea, and the plaintiffes shalbe greuously punished by amerciament.

.iii.

Cap. vii. Gordeine.

.iiii.

¶ In a common plea of warde, if the defendeours come not at the great distres, then the saide writ shalbe renewed twise or thrise at suche termes as it may be done within the halfe yere following, so that euery tyme the writte shall be red in the open countie (if the defendeour be not founde before) and there

thete openly bee proclaimed, that he maie come at the daie limitted: so that if he absente him selfe then, so that he come not to answer within the said halfe yere, nor the shiriffe can not get his bodie, to haueit before our Justicers, to aunswere accordinge to the lawe and custome of the realme: then as a rebel, and suche one as will not be iustified, he shall lese the seisin of the warde: saynge to him his action at an other tyme, to haue any right to the same. But in suche cases, where the wardeships belonge to the kepers of wardes, beinge within age, and where the kepers demaunde a wardeship, which belongeth to the heire, or as apertetninge to their inheritaunce: surhe heires within age shall not lese their inheritaunce by the negligence or rebellion of their kepers, as in the case afore reherled, but let the common lawe reule in lyke maner as it hath ben accustomed to do.

Cap. viii. Shiriffe. Imprisonment.

¶ Thei, which be taken and imprisoned for rediffesin, shall not bee deliuered without speciall commaundment of the kynge, and shall make fine with the kynge for their trespas. And if it be founde, that the shiriffe deliuereth any contrary to this ordinaunce, he shal be greuously amerced therfore. And neuertheles thei, which are so deliuered by the shiriffe without the kinges commaundement, shal be greuously punished for their trespas.

Cap. ix. Merton. Cap. 3. Weſt. 2. Cap. 26. Suite.

¶ For doing suites vnto the courtes of great lordes, or of meaner persones, from henseforthe this order shall bee obserued, that none that is infeffed by dede, from henseforthe shalbe distreigned to do suche suite in the courte of his lorde, without he be specially bounde thereto by the fourme of his deede. These onely beinge excepte, whose auncetours, or thei them selues, haue vsed to do such suite before the firste voiage of the said kynge Henry into Britaine, sithens which xxxix. yeres, and an halfe are passed vnto the time, that these statues were enacted. Likewise from henseforthe none that is infeffed without dede, from the tyme of the conquest, or any other auncient feffement shalbe distreigned to do suche suites, oneles that he or his auncetours vsed to do it before the said voiage. And thei that are infeffed by dede to doe a certaine seruice, as for seruice of so many shillinges by yere, to be acquited of all seruice from henseforth, shall not be bounden to suche suites or other lyke, contrarie vnto the fourme of their feffement. And if any inheritaunce (wherof but one suite is due) discende vnto many heires, as to parceners, who so that hath the eldeste parte of the inheritaunce shall do that one suite for hym selfe and his felowes, and the other coheires shall be contributaries accordynge to the porcion for doinge suche suite. And if many feffees be seased of an inheritaunce, (wherof but one suite is due) the lorde of the fee shall haue but that one suite, and shall not exacte of the saide inheritaunce but that one suite, as hath ben vsed to be done before. And if those feffees haue no warrant or meane, which ought to acquite them, then all the feffees accordinge to their porcion, shall bee contributaries for doinge the suite for them. And if it chaunce that the lordes of the fee do distraine their tenauntes for such suites, contrary to this acte: then at the complaint of the tenauntes the lordes shall be attached, to appere in the kynges courte at a shorte daie, to make answere therto, and shall haue but one essoine therin (if thei bee within the realme)

and immediately the beastes or other distresses taken by this occasion, shal be delyuered to the plaintiffe, and so shall remaine vntill the plea betwix them be determined. And if the lordes of the courtes, which toke distresses come not at the date, that thei were attached, or do not kepe the date geuen to them by essoine: then the shiriffes shalbe commaunded, to cause them to come at another date, at whiche date if thei come not, then he shal be commaunded to distraine them by all the goodes and catals, that thei haue in the shire, so that the shyrifle shall answere to the kynge of the issues of the saide inheritance. And that he haue their bodies before our iusticers at a certaine date ynnytted. So that if thei come not at that date, the partie plaintife shall go without date, and his beastes or other distresses taken by that colour shal remaine delyuered, vntill the same lordes haue recouered the same suite by awarde of the kynges courte, and in the meane tyme such distresses shal cease. Sauinge to the lordes of the courte their right to recouer those suites in fourme of lawe, when thei will pleade therfore. And when the lordes of the courtes come in to answere the plaintiffes of suche trespasses, and be conuicte therupon, then by awarde of the kynges courte the plaintiffes shall recouer against them the damages, that thei haue sustened by occasion of the saide distresse. Lykewyse if the tenauntes after this acte withdrawe from their lordes suche suites, as thei were wont to do, and whiche thei did before the tyme of the saide voiage, and hitherto vsed to do, then by lyke spedinesse of iustice as to the limittynge of dates, and awardinge of distresses, the lordes of the courtes shall obteine iustice, to recouer their suites with their damages, in lyke maner as the tenauntes shulde recouer their. And this recouering of damages must be vnderstand of withdrawinges from themselues, and not of withdrawinge from their auntestours, neuertheles the lordes of the courtes shall not recouer seisin of suche suites against their tenauntes by defaute, as thei were wonte to doe. And touchinge suites withdrawen before the tyme afore mencioned, let the common lawe renne as it was wonte before tyme.

Distresse.

Suites.

Cap. x. Tourne.

¶ For the turnes of shyrykes it is prouided, that archbishops, bishops, abbottes, priours, earles, barones, nor any religious men or women shall not nede to come thither, except their apparaunce be specially requyred therfor some other cause, but the turne shalbe kepte as it hath ben vsed in the times of the kynges noble progenitours. And thei that haue hundredes of their owne to be kepte, shall not be bounde to appere at any such turnes, but in the baliwykes where thei be dwellyng. And the turnes shall be kepte after the fourme of the great charter, and as thei were vsed in the tymes of kynge Richarde and kynge John.

Cap. xi. Beanpleder.

¶ It is prouided also, that from henesforth, neither in the circuite of Iusticers, nor in counties, courtes, hundredes, and courte barones any fines shall be taken of any man for faire pledinge, nor so that any occasion shalbe. And it is to be knowen that by this acte certayne fynes or londs assessed sins the tyme that our souereaine lorde the kyng first passed into Britaine are not taken awaie.

In

¶ In a plee of dower, that is called (Vnde nichil habet) from henceforth foure dates shall be geuen in the yere at the leaste, and no, leste maie conueniently be: so that thei shall haue foure or mo dates at the leaste in the yere. In assyses of darreine presentment, and in a plee of Quare impedit of churches vacant, dates shall be geuen from viii. or xii. or from thre wekes to three wekes, as in the place shall happe to be nedeful or faire. And in a plea of Quare impedit, if the disturbour come not at the firste date, that he is somned, nor calle no essoine, then he shall be attached at an other date, at whiche date if he come not, nor cast no essoine, he shall be distreigned by the great distresse aboue geuen. And if he come not, then by his default a writ shall go to the bisshop of the same place, that the clame of the disturbour for that tyme, shall not be preiudiciall to the plaintife. Saueinge to the disturbour his righte at an other tyme, whiche will pleade therfore. The same lawe, as to the inquest of attachementes, shall from henceforthe be obserued in all writtes (where attachementes lie) as in makyng distresses, so that the seconde attachment shalbe made by better pledges, and at the least a distresse.

Cap. xii. plea of Dower. Darreine pres sentment.

Attachementes.

¶ And it is to be knowen that after that a man hath put hym selfe vpon any enquest, the which hath or must passe in suche maner of writtes, he shall haue but one essoine, or one default, so that if he come not at the date geuen to hym by the essoine, or make default the seconde date, then the enquest shall be taken by his default, and accordynge to the same inquest thei shall proceede to iudgemente. And if suche enquest be taken in the counte, before the shiriffe or coroners, it shall be returned vnto the kynges Iustyceers at a certaine date, and if the partie defendaunt come not at that date, then vpon his default another date shall be assigned to hym after the discretion of the Iusticers. And it shall be commaunded to the shyriffe, that he cause hym to come to here the iudgemente if he will, according to the enquest, at whiche date if he come not, vpon his default thei shall proceede to iudgement. In lyke maner it shall be done, if he come not at the date geuen vnto him by his essoine.

Cap. xiii. Enquestes.

¶ Concerninge charters of exemption and lyberties, that the purchasours shall not be impanelled in assises, iuries, and enquestes: It is prouided, that if their othes be so requisite, that without them, iustice can not be myntstred, as in great assises, perambulacions, and in dedes, or wrytinges of couenauntes (where thei be named for witnesses) or in atteintes, and in other cases like, thei shall be compelled to sweare. Saueinge to them at an other time their forsaide libertie and exemption.

Cap. xiiii. Exemption.

¶ It shalbe lefull to no man from henceforth for any maner of cause to take distresses out of his fee, nor in the kynges highe waie, nor in the cõmon strete, but only to the king or his officers, hauyng speciall auctoritee to do the same.

Cap. xv. Distresses.

¶ If any heire after the death of his auncestour be within age, and his lorde haue the warde of his landes and tenementes, if the Lorde will not render vnto the heire his lande (when he cometh to his full age) without plea, the heire shall recouer his lande by assise of Mortedauncetour, with the damages that he hath susteined by such withholdynge, syns the tyme that he was of full

Cap. xvi. Heyre.

ordinall age. And if an heire at the time of his auncestours death be of full age, and he is heire apparaunt, and haue ben for heire, and be founde in the inheritaunce the chiefe lorde shal not put him out, nor take, nor prouide any thinge there, but shall take onely simple seisin and of for the recognicion of his seignorie, that he maie be knowen for lorde. And if the chiefe lorde do put such an heire out of the possession maliciously, wherby he is driuen to purchase a writte of Mordauncetour, or of seignage, then he shal recouer his damages as in assise of nouel disseisin. Touchinge landes, which holde of the king in chefe, this ouer shalbe obserued, that our soueraine lorde the kynge shal haue the firste seisin of their landes, lyke as he was wonte to haue before time. Neither shall the heire, nor any other intrude in the inheritaunce, before he hath receiued it out of the kynges handes, as the same inheritaunce was wonte to be taken out of his handes and his auncetours. And this must be vnderstanden of landes and fees, the whiche were accustomed to be in the kynges handes, by reason of knightes seruice, or seruauntie, or right of patronage.

Primer seisin.

Cap. xvii. Gardein in socage.

It is prouided that if lande holden in socage be in the custodie of the frendes of the heire, because the heire is within age, the keepers shall make no waste, nor sale, nor any distruction of the same inheritaunce, but saufely shall kepe it to the vse of the saide heire, so that when he cometh to his lawfull age, they shall answere to him of the issues of the said inheritaunce by a lawfull accompt, sauinge to the same keepers their reasonable costes. Neither shall the saide keepers giue or sell the mariage of suche an heire, but to the aduauntage of the foresaide heire. But the nexte frendes, whiche had the warde (for all that time that writtes of impleding did not lie) shall haue suche warde ship vnto the aduauntage of the heire, as is saide before, without waste, sale, or distruction makinge.

Cap. xviii. Assise.

No iustice, commissioner, or Justicer specially assigned to take assises, or to here and determine matters, from henceforthe shall haue power to amerce for defaulte of common somons, but the chiefe Justicers, or the Justices in eyre in their circuites.

Cap. xix. Essoine.

Touchinge essoines It is prouided, that in counties, hundredes, courte barons, or in other courtes, none shall nede to sweare to warrant his essoine.

Cap. xx. Voyons.

None from henceforth (except our soueraigne lorde the kynge) shall holde in his courte any plea of false iudgement giuen in the courte of his tenauntes. For suche plea specially belongeth to the crowne and dignitie of our soueraine lorde the kynge.

Cap. xxi. Replegin.

It is prouided also, that if the beastes of any man be taken, and wrongfully withholden, the shiriffe after complainte made to him therupon, maie delyuer them without lette or gainsaynge of him that toke the beastes, if they were taken out of liberties. And if the beastes were taken within any liberties, and the baliffes of the libertee will not delyuer them, then the shiriffe for defaute of those baliffes shall cause them to be delyuered.

Cap. xxii. Distresse.

None from henceforth maie distreigne his freholders to answere for their freholdes, nor for any thinges touchinge their freholde without the kynges

writte

wyt, nor shall cause his freholders to swere against their willes, for no man may do that without the kynges commaundement. Othe.

¶ It is prouided also, that if bailiffes, whiche ought to make accompte to their lordes, do withdrawe them selues, and haue no landes nor tenementes, wherby they may be distraigned, than they shall be attached by their bodies, so that the shiriffe, in whose bailiweke they be founde, shal cause them to come to make their accompte. Also fermers, duringe their termes shall not make waste, sale, nor eryle of howses, woodes, and men, nor of any thynges belonginge to the tenementes, that they haue to ferme, without speciall licence had by writynge of couenaunt, makinge mencion, that they maie do it, which thing if they do, and therof be conuict, they shall yelde full damage, and shalbe punished by amerciament greuously. Cap. xxiii. Accompte. Shiriffe. Fermers.

¶ The Justicers in eyre from henseforth shall not amerce townshyppes in their circuites, because all, beynge twelue yeres olde, came not afore the shiriffes and corroners, to make inquery of robberies, burnynges of houses, or other thinges pertenynge to the crowne, so that there come sufficient out of those townes, by whom such enquestes may be made ful, except enquestes for the death of man, wherat all, beyng twelue yeres of age, ought to appere, onles they haue reasonable cause of absence. Cap. xxiiii. Amerciament. Enquest.

¶ Murder from henseforth shall not be iudged before our Justicers, where it is founde misfortune onely, but it shall take place in suche as are slayne by felony, and not otherwise. Cap xxv. Murder.

¶ It is prouided, that none, beinge vouched to warrantie before our Justicers, in plea of laude or tenement, shall be amerced from henseforth, because he was not present when he was vouched to warrantie, except the first day of the comyng of the Justicers. But if the partie vouched be within the shire, then the shiriffe shall be commaunded to cause hym to come within the thyrde or fourth daie, according to the distaunce of the place, as it was wonte to be done in the circuite of the Justicers. And if he dwell without the shire, then he shall haue reasonable somons of .xv. daies at the leaste, after the discrecion of the Justicers, and the common lawe. Cap. xxvi. Voucher. Warrantie.

¶ If a clerke, for any crime or offence touchynge the crowne, be arrested, and afterwarde by the kynges commaundement let to baile or repleuyed, so that they, to whom he was let to baile, haue him before our Justicers: The sureties from henseforth, nor they to whom he was let to bayle, shal not be amerced (if they haue his body before our Justicers) althoughe he wyll not, nor can not answere before them by reason of clerkes priuilege. Cap. xxvii. Clerke.

¶ It is prouided, that if any wronges or extorcions be done to abbottes, or other prelates of the churche, and they haue sued their right for suche extorcions, and be preuented with death before iudgement geuen therin, their successours shall haue actions to demaunde the goodes of their churche out of the handes of suche trespassers. Moreouer the successours shall haue lyke action for suche thynges as were lately withdrawen by suche violence from their house and churche, before the deathe of their predecessours, though it so be, that the sayde predecessours dyd not pursue their right durynge their liues; Ca. xxviii. Prelates.

liues. And if any intrude in to the landes or tenementes of suche religious persons in tyme of vacasion, of whiche landes their predecessours died seised, as in the righte of their churche, the successours shall haue a writ to recouer their seisin: And damages shalbe awarded them, as in assise of nouel disseisin is wonte to be.

Intrusion.

¶ It is prouided also, that if those alienacions (wherupon a writte of entre was wonte to be graunted) hap to be made in so many degrees, that by reason therof, the same writ can not be made in the fourme before tymes vsed, the plaintiffes shal haue a writ to recouer their seisin, without any makyng mencion of the degrees, into whose handes soeuer the same thing shall happen to come by such alienacions, and that by an originall writ to be prouided therfore by the counsell of our soueraine lorde the kyng.

Cap. xxix. Alienacion.

¶ The awarde made betwene the kynge and his commons at Kenelworth, the. LI. yere of kynge Henry the. iii.

IN THE NAME of the holy and vndeuided Trinitee, Amen. To the honour and glory of almyghty god, the father, the sonne, and the holy goste, of the glorious and most excellent mother of god, and virgin Marie, and of all sainctes, by whose merites and meanes we are gouerned in erthe, to the honour and good prosperous and peasible estate of the most christen prynce, lorde Henry the noble kynge of England, and of all the english churche: we William bysshop of Orose, W. of Bathe and welles, H. worcester and Meneuen bysshoppes, Gylbert de Clare erle of Glocester, Humfrey erle of Hereforde, Philip Basset, Johñ Bayloffe, Robert Walop, Alein de la Suche, Roger de Somery, and warryn de Balingburne, appoynted to prouide for the good state of the lande, and namely for certayne persons disherited, hauinge therunto full power of our sayd lord the kyng, and the other barons and counsellours, accordynge to the fourme written and confirmed in the letters general and speciall of the sayd kinge, and the other afore named, willinge to procede accordynge to the pathe of equitte, by the assent of the reuerend father Othobone Deacon Cardinall of saincte Adrian, and legate of the apostolique see, and the noble man H. of Almaine, hauynge lyke power and auctoritee, we haue thought it good to bee prouided in this wyse, that there shall be made no disherison but redemption, that is to witte.

¶ First concerning them that began the warre, and yet continue.

¶ Item they that were at Chester fielde agaynst the king in battaile.

¶ Item they that forcibly and malicioully withheld Northampton against the kynge.

¶ Item they that were taken at Kenelworth, which came from the sackynge of wynchester, or that otherwhere were against the kinge, whom he hath not pardoned.

¶ Item they that warred at Euesham against the kyng.

¶ Item they that freely, wylfully, and vncompelled, sent any ayde against the

the

the kynge or his sonne.

¶ Item the bailiffes and officers of the erle of Leicester, whiche robbed their neighbours, and procured manslaughters, houseburnynges, and other euils to be done, shall paie as muche as their landes be worthe by the space of. v. yeres. And that thei paienge their raunsomes, shall haue their landes againe, so that if their landes shulde be solde, none shall haue them but he that holdeth the same of the gifte of the kynge, in case he wyll geue so muche as a common purchasour, and with those termes, that if the partie so redemyng his land, do satisfie for his whol lande frō the beginning, he shal forthwith haue his whole lande: and likewise he that satisfieth for the halfe, or the thirde parte, shall forthwith haue the halfe, or the thirde parte. But if at the laste terme appointed, the partie redeminge, doe not satisfie the halfe of the landes remainynge, shall remaine to them, to whom thei were geuen by the kynges gifte. Also the partie redeminge shall be at lybertie within that terme to sell all or parte of his lande, and in lyke maner to let it to ferme. And if any haue woodes, and wyll sell them towardes their raunsome, he that holdeth the lande by the kynges gyfte, shall haue a competent seruant, that shall receiue the monete. And the partie disherited, whiche selleth the wood, must haue one (in whom he trusteth) and these two receiuours in the presence of the whole shire shal paie the money receiued for the wood, to them to whom redemption ought to be geuen.

¶ The paiment of this redemption muste be done by thre yeres.

¶ knightes and esquiers, whiche were robbers and amonge the principall robbers in warres and rodes, if thei haue no landes, but haue goodes, shall paie for their raunsome the halfe of their goodes, and shall fynde sufficient sureties to kepe the peace of the kynge and of the realme from henceforth.

¶ Thei that haue nothinge shall come and swere by holy gospelles of god, findinge sufficient sureties, that from thenceforthe thei shall kepe the peace, and suffer satisfaction and penaunce after the iudgement of the churche, Except persons banished, to whom the kynge onely maie remitte.

¶ The lordes of heires within age, shall paie raunsome for them, and the heires, when thei shall come to full age, shall paie raunsome to the lordes at the same termes, wherat other paied by thre or two yeres. So that the lordes of suche landes shall haue the warde of the heires with mariages without disparagement, vntill their laufull age, and the heires shall paie raunsome, as other haue paied, and at the same termes.

¶ The custodies which are due to the kynge, shal remaine to them to whom thei were giuen by the kynge, and when the heires shall come to lawfull age, thei shall raunsome at the same termes as other did, and no waste muste be done by them that haue the custodie, and if there be, iustice shall be done against them, according as is conteined in Magna carta.

¶ If any before the battell of Lewes stode on the kynges parte, and after the battell be disherited, because he wolde not come to the kynges sonne, to his succour: let the kyng sate his pleasure touching such vpon his fydelitie.

¶ woodes maie not be solde ne wasted by them that holde them nowe, in

any

any wyse, but if it be for not keppynge the laste terme of paiment, not withstanding thei to whom the landes were geuen by the kynge, shall haue necessaries for the kepinge or reparacion of the howses, and otherwise doinge thei shalbe greuously punisshed.

¶ If ther be any, of whom it is supposed, that he wil make or procure warre, the lord legate and the kyng shal prouide such surette as shal seme expedient, by sendinge them out of the realme for a time, or otherwise as thei shal thinke conuenient, so neuertheless if it fortune suche a one to be lette from his paiment or raunsome, he shall not be disherited therfore.

¶ If there be any not content with this ordinaunce, let him abide the iudgement of the kynges courte within the feast of saint Hillari. Suche as be out of the realme vpon lawfull cause, shall haue their saulfcondit accordynge to the lawe and custome of the realme for being beyonde the sea, so that thei kepe them selfe in peace, for elles thei shall not be in the fourme of this peace.

¶ Because the kynge is bounden to many that holpe hym, and faithfully stode by him, for whom he hath prouided no landes, and some haue more than thei shoulde haue, let the kynge prouide, that he largely rewarde them of the raunsomes that are to be taken, lest it turne to a matter of newe warre.

¶ Let the lorde Legate, the kynge, and Henry of Almaine prouide, that ther be chosen twelue, which diligently and faithfully maie execute these thinges, and that the kynge and his heires maie cause them fermely to be kepte and mainteined. Let them also enquire and fulfill those thinges, that shall be ordeined of the foresaide twelue, according to reasonable and true estimacions, and after as the saide twelue shall thinke good to be done.

¶ Fermours that were against the kyng, shall lese their fermes, sauinge the right of their lordes, to whom thei paie their yerely rente, and thei that shall haue the fermes after the termes expired, shal render them to the true lordes.

¶ Concerning castelles builded by the kynges charters, and by his consent, & yet disherited without his consent, we awarde, that after the raunsome paied within the space of three yeres, the lorde of the lande shall paie within fyre yeres the costes, whiche were laide vpon them afore this generall proclamacion by consent of the kynge, or by reasonable exchaunge of lande.

¶ Lay men that openly procured the buisines of the erle of Leicester, his complices drawing men by lies and false tales, and stirynge them to the parte of the erle and his adherentes, & withdrawing them from the parte of the kynge and his sonne, shalbe punisshed by as muche as the two yeres value of their lande doth amounte.

¶ Such as were compelled, or driuen by feare vnto the batatle, and neither faught ne did hurte: Likewise impotēt persons, which either by force or feare sent their seruantes against the kynge and his sonne: And those which being constrained or ledde by feare were robbers and did robberies with the principall robbers, and when thei sawe opportunitee withdrew, and retourned to their howses and those also that wittingly bought others goodes, shall restore the value of the goodes, whiche thei robbed or bought in suche maner,

and

and ſhall be amerced to the kynge for that they dyd agaynſt iuſtice, and by cauſe the kynge dyd forbyd the ſame, halfe a yere nowe paſſed.

¶ They that by the commaundement of the erle Leyceſter, entred in to Northampton, and neythet caught ne dyd harme, but fled to the churche when they eſpyed the kynge commynge, and that beynge founde by lawfull perſons: Likewiſe they that helde not of the ſaide erle, and came at his commaundment, ſhall pay the halfe yeres value of their lande: But they that helde of the erles fee, ſhall only be amerced to the kyng.

¶ Impotent men and other, whiche did no harme, ſhall be reſtored to their landes without delate, and recouer their damages in the kynges court.

¶ Lette falſe accuſers be puniſhed againſt the kyng in ſuche wyſe as he beleue them not lightly therafter. And ſuch puniſhment muſt be done of them as belongeth to them that wrongfully haue cauſed the kynges lieges to bee diſherited and vndone, without peryll of life, maymyng, and diſheriſon.

¶ They that were accuſed by malice ſhall forthwith haue agayne their landes, and recouer their damages in the kynges courte, as is conteined in the artycle nexte afore.

¶ Women ſhall haue their heritages and dowers of the firſt lordes. Towchynge their huſbandes, which were agaynſt the kyng, they ſhal haue as the kyng hath ordeyned, and be raunſomed.

¶ The raunſome of them that were agaynſt the kynge ſhall ſtande in force, but of thoſe, whiche in nothynge were agaynſt the kynge, no raunſome ſhall ſtande: But forthwith ſhall haue their landes agayne, and recouer damages, as afore. &c.

¶ Towchynge perſons maliciouſly accuſed, it hath ben alrery ſpoken, and that the accuſers ſhulde be punyſhed, as afore is ſayd, by ſubmittinge them ſelfe to the awarde of the kynge and of other lordes, or els the thyng by concorde or peace made ſhall ſtande in his force.

¶ All perſons receyued to the peace by thoſe that had commiſſion therunto, ſhall remayne in ſuche eſtate as when they were receyued.

¶ All that be raunſomed, ſhall not be bounden to aunſwere for the harmes and treſpaſſes done by them in the time of the commotion aforeſaid, but hurtes and treſpaſſes ſhalbe forgeuen of eyther partie. Saynge neuertheleſſe the exaction to euery man that he ſhall not intermedle of the ſaid commocion, ſauyng that that perteyneth to the churche.

¶ Becauſe it ſemed daungerous that caſtelles ſhuld be in the power of them, whiche offended agaynſt the kynge, we awarde and ordeyne towchynge the caſtelles of Herdley, Byham, and Chertſey, that a reſonable exchaunge ſhal be geuen for them.

¶ Towchinge Symon de Mountford, erle of Leyceſter, his counteſſe and children we ſaie nothynge, for the kyng hath put their matter in to the handes of the kynge of Fraunce.

¶ Towchynge London we commende it, and exhorte the kynge, that he by his counſell will prouide a reformacion for the ſtate of the citie, as concernyng their landes rentes houſes and liberties, and that the ſame prouiſion

may

may be made immediately.

¶ Concernynge the erle de Ferrariis, we awarde that he be punished by as muche as the value of his landes shall amounte vnto in. vii. yeres.

¶ All those of the castell shal be in the common bourne of peace, except Henry de Hastinges, and those that maimed the kynges messanger, whiche shall be imprisoned vii. yeres, or els put them selues in the kinges mercy.

¶ Lette all men from henseforth kepe the peace firmely and lette none commit burynge of howses, robberies, nor other outrages againste the peace, and who so doth, and be conuicte therof shall haue iudgement accordynge to the lawe of the lande.

¶ Moreouer all that haue to do in this behalfe, shall swere vpon the holy gospelles of God, that none shall take reuengement, ne procure to be taken, nor consent or suffer that any reuengement be taken by occasion of the commocion aforesayde. And if any take reuengement, he shall be punished after the custome of the kynges courte.

¶ Let the churche be satisfied by them that haue hurte hir in any poynt.

¶ If there be any that will not obserue this awarde, nor abide the iudgemente of the kynge by his peeres: all that be suche shall be of the numbre of the disherited, and shall haue no law to recouer their landes. And if any holdynge the landes of any person disherited, be founde rebell to this awarde: he shall not be admitted to chalenge any ryght in the lande or raunsome geuen him by the kynge.

¶ Moreouer who so wyll not agree to this awarde, let hym be had as enemy of the kynge, and his fortunes, and of all the commynaltie. And the people and clergy (as farforth as the lawes and commons do permit) shall pursue hym as enemy of the peace of the churche and of the realme.

¶ Suche as be imprisoned, and in warde, finding sufficient and reasonable surety, shalbe deliuered by pledges or by other assurannce competente and reasonable accordynge to the prouision of the lorde Legat, and the king.

¶ Moreouer no man by occasion of the foresayd commocion may hereafter disherit any person that by any lawe ought to succede him.

Youen and proclaymed in the castell of Kenelworth the daie before the kalendes of Nouember, in the yere of our lord. M. CC. lvi. the. Li. yere of the reygne of the lorde Henry the noble kynge of Englande of that name the thyrde.

¶ The sentence of curse geuen by the Bysshoppes against the Breakers of the great charter.

THE YERE of our lorde a thousande. CC. liii. the third daie of May, in the great haule of the kynge at Westminster, in the presence and by the assent of the lorde Henry by the grace of god, kyng of England, and the lord Richard erle of Cornwal his brother, Roger Bigot erle of Norfolke and Suffolke Marshall of England, Humfrey erle of Herford, Henry erle of Oxford, Iohn erle warren, and other estates of the realme of England:

we

We Boniface, by the mercy of god archebishop of Canterbury, primate of al England, F. of London, H. of Ely, S. of Worcestre, E. of Lincolne, W. of Norwiche, P. of Herford, W. of Salisbury, W. of Durhã, R. of Excestre, M. of Carlyle, W. of Bathe, E. of Rochester, T. of sayncte Dauides bishops, apparelled in pontificals, with tapers burning, against the brekers of the churches liberties, & of the liberties or other customes of the realme of England, & namely of those which are conteined in the chartre of the common liberties of England, and chartre of the forest, haue denounced the sentence of excõmunicacion in this fourme: By the auctoritee of almightie god, the father the son and the holy ghost, and of the glorious mother of god and perpetuall virgin Marie, of the blessed apostles Petre and Paule, and of all apostles, and of all Martyrs, of blessed Edward kyng of England, and of al the saintes of heuen, we excommunicate accurse, and from the benefytes of our holy mother the churche we sequestre, all those that hereafter willyngly and maliciously depriue or spoyle the churche of hir right. And all those that by any crafte or wilines do violate, breake, diminishe, or chaunge the churches, liberties, & free customes, conteined in the charters of the common liberties, and of the forest, graunted by our lord the kynge, to archbyshops, byshops, & other prelates of England, and likewise to the erles, barons, knightes, and other freholders of the realme. And al that secretly, or openly by deede, woord, or counsel do make statutes, or obserue them beinge made, and that brynge in customes, or kepe them when they be brought in agaynst the said liberties or any of them, the writers, lawemakers, counsellours, and the executours of them, and all those that shall presume to iudge agaynst them. All and euery whiche persons before mencioned, that wittingly shall commit any thinge of the premisses, let them well knowe, that they incurre the foresaid sentence ipso facto. i. vpon the dede done. And those that cõmit ought ignorantly, & be admonished, except they reforme them selues within .xv. daies after the time of the admonicion, and make ful satisfaction for that they haue done at the wyl of the ordinarie, shalbe from that time forth wrapped in the same sentence. And with the same sentence we burden all those that presume to perturbe the peace of our soueraigne lorde the kynge, and of the realme.

Excommunicacion.

To the perpetuall memorie of whiche thinge, we the foresaid prelates haue putte our seales to these presentes.

ANNO. TERTIO.

THE statute made at VVestminster the third yere of the reigne of kyng Edvvarde the first.

THESE BE the actes of kynge Edwarde, son to kyng Henry, made at westminster at his first parliamente generall after his coronacion, on the monday of Easter dias, the .iii. yere of his reigne, by his counsel, and by the assente of archebishops, bishops, abbots, priours, erles, barons, and al the cōminalty of the realme beinge thither somoned, because our soueraigne lord the kynge had great zeale and desire to redresse the state of the realme in suche thinges as required amendment for the common profite of holy church and of the realme. And because the state of holy churche had bene euill kepte, & the prelates and religious persons of the land greued many waies, and the people otherwise intreated then they ought to be, and the peace lesse kept, and the lawes lesse vsed, and the offenders les punished then thei ought to be, by reason wherof the people of the lande feared the lesse to offend, the king hath ordeined and established these actes vnder writted, which he intendeth to be necessary and profitable vnto the whole realme.

Cap. i.

FIrste the kynge willeth and commaundeth, that the peace of holy church, and of the land be wel kept and mainteyned in al poyntes. And that common right be done to all, as well poore as riche, without respecte of persons. And because that abbots, & the religious of the land haue ben ouercharged and sore greued by the resort of gret men and other, so that their goods haue not bene sufficient for them selues, wherby they haue bene greatly hindered and empouerished, that they can not mainteine them selues, nor such charity, as thei haue bene accustomed to do: It is prouided, that none shall come to eate or lodge in any house of religion of any others foundacion, then of his owne at the costes of his house, onles he be required by the gouernour of the house before his comming thither. And that none, of his owne costes, shal entre and come to lie there agaynste the wyll of them that bee of the house. And by this statute the kyng entendeth not, that the grace of hospitalitie shulde be withdrawen from such as neede, nor that the foundours of suche monasteries shulde ouercharge, or greene them by their often comyng. It is prouided also, that none highe nor lowe, by colour of kindred, affinitee, or alliance, or by any other occasion, shall course in any parke, nor fishe in any pond, nor come to eate, or to lodge in the house or manour of a prelate, or any other religious personne, againste the wyll of the lorde or his bailiffe, neither at the coste of the lorde, nor at his owne. And if he come in, or entre with the good will or agaynste the will of the lorde, or bayliffe, he shal cause no dore, locke, nor wyndowe, nor nothinge that is shutte, to be opened or broken by him selfe nor any other, nor no maner of vitayle nor other thing shal take by colour of byeng nor otherwyse. And that none shall threshe corne, nor take corne, nor any maner of vittaile, nor other goodes of prelate, man of religion

Religious houses.

Hospitalitie.

Parke. Ponde. Prelate.

Takes. Vitailes.

relygion, or any other clerke, or laie person by colour of byynge nor other wise, against the wyl and lycence of hym, to whom the thinge belongeth, or of the kepar, be it within market towne or without. And that none shal take horses, oxen, ploughes, cartes, shippes, nor barges, to make cariage without the assent of him to whom such thinges belonge. And if he do it by the assent of the partie, then incontinente he shall paie according to the couenaunt made betwene them. And thei that offende againste these actes, and therof be attainted, shalbe committed to the kynges prison, and after shall make fine, and be punished according to the quantitee and maner of the trespas: and after as the kyng in his court shall thinke conuenient. And it is to be knowen, that if thei, to whom suche trespas was doone, wil sue for damages, thei shal be therto receiued, and shalbe awarded and restored to the double. And thei that haue done the trespas, shalbe likewise punished in the maner aboue said. And if none will sue, the kynge shall haue the suite, as for a thynge committed against his commaundiment, and against his peace. And the kynge shall make inquirie from yere to yere, what persons do such trespasses, after as he shall thinke necessarie and conuenient. And thei that be endited by suche inquestes, shalbe attached and constreigned by the great distresse, to come at a certaine date conteining the space of a moneth in the kinges court, or wher it shal please the kyng. And if thei come not at that date, thei shalbe distreigned againe of newe by the same distresse, for to come at an other date, conteinyng the space of syx weekes at the leaste, and if thei come not then, thei shall be iudged as atteined, and shall yelde dowble damages (at the kynges suite) to suche as haue take hurte or damage, and shall make a greuous fine after the maner of the trespas. And the kynge forbiddeth and commaundeth, that none from henceforth do hurte, damage, or greuaunce to any religious man or person of the churche or any other, because thei haue denied meate or lodgeyng vnto them, or bycause that any complaineth in the kynges courte, that he hath ben greued in any of the thynges aboue mencioned. And if any dooe, and therof be atteinted, he shall incurre the peine aforesaid. And it is further prouyded, that the pointes aforesaid shal as wel bynd our counsellours, Iusticers of forestes, and other our iustycers, as any other persons, and that the foresaid pointes be maynteined, obserued and kept. Likewyse the kyng forbyddeth vpon greuous forfeitures, that no prelate, abbot, man of religion, or baylyffe of any of them, or of other, receiue any man contrarie to the fourme aforesaid. And that none shal send to the house or maner of a man of religiō, or of any other person, his men, horse or dogges to fourme, nor none shall them receiue, and he that dothe (seynge the kynge hath commaunded the contrarie) shalbe greuously punished. Yet is it further prouided, that shiriffes from henceforth shal not lodge with any person, with any mo then .b. or .bi. horses. And that thei shall not greue religious men nor other by often comyng or lodgeyng, neither at their howses, nor their maners.

Taking.

Distresse.

Fine.

Lodgeing.

Shirriffe.

¶ It is prouided also, that when a clerke is taken for giltie of felony, and is demaunded by the ordinarie, he shall be delyuered to him according to the

Cap. ii.
Clerke taken of felony.
Ordinarie.

priuilege of holy church on suche paryll as belongeth to it, after the custome afore tymes vsed. And the kyng admonished the prelates, and enioigned them vpon the faithe that they ow him, and for the common profite and peace of the realme, that they, whiche be endited of suche offences by solempne inquest of lawful men in the kinges court, in no maner shalbe delyuered without due purgacion, so that the king shal not nede to prouide any other remedy therin.

Prelates.

Purgacion.

Cap. iii.

Escape.

¶ It is prouided also, that nothing be demaunded nor taken from henseforth nor leuied by the shiriffe, nor by none other, for the escape of a theefe, or a felon, vntil it be iudged for an escape by the iustices in eyre. And he that otherwise doth, shall restore to him, or them that haue paide it, as muche as he or they haue taken or receiued, and as muche also vnto the kynge.

Cap. iiii.

Wreke of the sea.

¶ Concernyng wreckes of the sea it is agreed, that where a man, a dog, or a cat escape quicke out of the ship, that suche ship nor barge, nor any thynge within them, shalbe adiudged wrecke, but the goodes shalbe saued and kept by viewe of the shiriffe, coroner, or the kynges bailiffe, and deliuered into the handes of suche as are of the towne, where the goodes were founde, so that if any sue for thoke goodes, and after proue that they were his, or perished in his keppyng within a yere and a date, they shall be restored to him without delate. And if not, they shall remaine to the kynge, and be seased by the shiriffes,

Shiriffe.

Coroner.

Bailiffe.

coroners and bailyffes of the towne. whiche shall aunswere before the Iusticers of the wrecke belongynge to the kynge. And where wrecke belongeth to an other then to the kynge, he shall haue it in lyke maner. And he that otherwyse doth, and therof be attainted, shall be awarded to pryson, and make fine at the kynges wyl, and shal yelde damages also. And yf a bailyffe do it, and it be disalowed by his lorde, and the lorde wyll not discharge him therof, the bailyffe shall aunswere (yf he haue wherof) and yf he haue not wherof, the lorde shall delyuer his bailyffes body to the kynge.

Cap. v.

Election.

¶ And because elections ought to be free, the king commaundeth vpon great forfaiture, that no great man nor other by force of armes or menacynge shall disturbe any to make free election.

Cap. vi.

Amerciament.

¶ And that no citie, borough, towne, nor any man be amercied without reasonable cause, and accordyng to the quantitie of his trespas, that is to saie, euery freman saupng his freholde, a marchaunt saupng his marchaundise, a villaine sauing his gainure, and that by his or their peres.

Cap. vii.

Prise.

¶ Of prises taken by constables, or castellaines vpon suche folke as be not of the towne where the castell is, it is prouided, that no constable nor castellayne from henseforth exacte any prise or like thyng of any other, then of such as be of their town or castel: And that to be paid, or els agrement to be made within. xl. dates: yf it be not auncient prise due to the kyng, or to the castell, or to the lorde of the castell.

Cap. viii.

Faire pleading.

¶ And that nothynge be taked for faier pledinge, as hath ben prohibit heretofore in the tyme of kyng Henry, father to our soueraigne lorde that now is.

Cap. ix.

Fresshe suite.

¶ And for as much as the peace of this realme hath bene euyl obserued here tofore for lacke of quicke and fresh suite makyng after felons in due maner,

and

ner, and namely because of fraunchises, where felons are receiued: It is prouyded, that all generally be redy and apparelled at the commaundment and somons of shiriffes, and at the crie of the countrey, to sue and arreste felons (when any nede is) as wel within fraunchise as without, and they that will not so do, and therof be attaynted, shal make a grieuous fine to the king. And if default be found in the lord of the franchise, the kynge shall take the same franchise to him selfe. And if default be in the bailyffe, he shall haue one yeres imprisonment, and after shal make a grieuous fyne. And if he haue not wherof, he shall haue imprisonment of two yeres. And if the shiriffe, coroner, or any other bayliffe within suche fraunchyse or without, for rewarde or for prayer, or for any maner of affinitie, concele, consent, or procure to concele the felonies done in their liberties, or otherwyse wil not attache nor arrest suche felons (there as they mate) or otherwise wyll not do their office for fauour borne to such misdoers, and be attaynted therof, they shal haue one yeres imprisonment, and after make a grieuous fine. And if they haue not wherof to make fine, they shal haue imprisonment of thre yeres.

Felons. Shiriffe. Coroners. Felony. Bailiffe.

¶ And for as much as inene persons and indiscrete, nowe of late are comenly chosen to the office of coroners, where it is requisite that persons wyse, lawful, and discrete should occupie suche offices: It is prouided, that thorough al shires sufficient men shalbe chosen to be coroners, of the moste wyse and discrete knightes, which knowe, wil and may best attend vpon such offices, and which lawfully shal attach and present pleas of the corone. And that shiriffes shal haue counterpanes with the coroners, as wel of appeales as of enquestes of attachementes, and of other thinges, whiche to that office do belonge. And that no coroner demaund nothing, nor take nothing of any man to do his office, vpon peyne of great forfeiture to the kyng.

Cap. x. Coroners. Shiriffe.

¶ And for as muche as many beyng indited of murder, and culpable of the same, by fauourable inquestes taken by the shiriffe, and by the kinges writte of Odio & acia, be repleuished vnto the commyng of the Justicers in eyre: It is prouyded, that from henceforth suche inquestes shalbe taken by lawful men chosen and tried out by the oth of twelue men (of whom two at the least shall be knightes) which by no affinitie touching the prisoners, nor otherwise are to be suspected.

Cap. xi. Inquest. Odio & acia Murder.

¶ It is prouyded also, that notorious felons, and whiche openly be of euill name, and wyll not put them selues in enquestes of felonies, that men shall make them sure before the Justicers at the kinges suite, shal haue stronge and hard imprisonment, as they whiche refuse to be iustified by the common lawe of the lande. But this is not to be vnderstanden of such prisoners as be taken vpon light suspection.

Cap. xii. Felons.

¶ And the kyng prohibiteth, that none do rauisshe, nor take awaie by force any mayden within age (neither by hir owne consent, nor without) nor any wife, or mayden of ful age, nor any other woman against hir will. And if any do, at his suite that wyl sue within. xl. daies the kynge shall do common right, and if none commence his suyte within fourtie daies, the king shall sue. And such as be found culpable, shall haue two yeres imprisonment, and af-

Cap. xiii. Rauishment.

ter shall make fyne at the kynges pleasure. And if they haue not wherof, they shall be punyshed by longer imprisonement, accordynge as the trespas requyreth.

Cap. xiiii. Outlawrie.

¶ And for as much as it hath ben vsed in some countreis to outlawe persons beyng appealed of commaundment, forse, ayde and receipte within the same time that he which is appealed for the dede, is outlawed. It is prouided and commaunded by the king, that none be outlawed vpon appele not of commaundment, forse, ayde, or receite, vntyll he that is appealed of the dede be attainted: so that one lyke lawe be vsed throughout the realme. Neuertheles he that will sue appeale, shall not by reason of this interdit or lette to commence his appeale at the next countie agaynst them, more than agaynst their principals, whiche be appealed of the dede, but their exigent shall remayne, vntyll suche as be appealed of the dede, be attayned by outhwrie or otherwyse.

Appeale.

Cap. xv. Prison.

¶ And for as much as shiriffes, and other, which haue taken and kept in prison persons detected of felonie and incontinent haue let out by plegin suche as were not repleuysable, and haue kept in prison such as were repleuisable because they wolde wyn of the one partie, and greue the other: And for as muche as before this tyme it was not determined, what persons were repleuisable and whiche not, but only for them that were taken for the death of man, or by commaundment of the kynge, or of his iustices, or for the forcste: It is prouided, and by the kyng commaunded, that suche prisoners as before were outlawed, and they whiche haue abiured the realme, prouors and suche as be taken with the manour, and suche as haue broken the kinges prison, theues openly defamed and knowen, and suche as be appeled by prouors, so longe as the prouors be lyuing (if they be not of good name) and suche as be taken for house burning felonously done, or for false money, or for counterfaityng the kinges seale, or persons excommunicate taken at the request of the bysshop, or for manifest offences, or for treason touchyng the king, shall be in no wyse repleuisable by the comon writ nor without writ. But such as be indited of larceny by enquestes taken afore shiriffes or baylyffes by their office, or for light suspection, or for pety larceny, that amounteth not aboue the value of .xii. d. if they were not giltie of some other larceny afore time, or giltie of receite of theues, or felons, or of commaundment or forse, or of aide in felony done, or gylty of some other trespasse, for whiche one ought not to lese life nor membre, and a man appeled by a prouour after the death of the prouour (if he be no comynon theefe nor defamed) shal from henceforth be let out by sufficient suretie, wherof the shiriffe wyll be answerable, and that without geuing ought of their goodes. And if the shiriffe, or any other, let any go at large by surety, that is not repleuisable, if he be shiriffe or constable, or any other bailiffe of fee, whiche hath keping of prisons, and therof be attainted, he shall lese his fee and office for euer. And if the vndershiriffe, constable, or baylyffe of suche as haue fee for keppynge of prysons, doo it contrary to the wyll of his lorde, or any other baylyffe beynge not of fee, they shal haue thre yeres imprysonment, and make fyne at the kynges pleasure. And if any withholde

Repleuin. Prisoners. Prouours. Theues.

Prouour.

Shiriffe.

prisoners

prisonees repleuisable, after that they haue offered sufficient suretie, he shall pate a grieuous amerciament to the kyng. And if he take any rewarde for the deliueraunce of such, he shal pate it double to the prisoner, and also shall pate a grieuous amerciament vnto the kynge.

¶ In right of that that byuers persons take and cause to be taken the beastes of other, chasyng them out of the shire where the beastes were taken: It is prouided, that none from henceforth do so, and yf any do, he shall make a grieuous tyne, as is conteined in the statute of Marlebridge, made in the tyme of kynge Henry, father to the kynge that nowe is. And likewise it shall be done to them, whiche take beastes wrongfully, and distraine out of their fee and shall be more grieuously punished, if the maner of the trespas doo so requyre. Cap. xvi. Marlebridge, Cap. iiii. Distresse.

¶ It is prouided also, that if any from henceforth take the beastes of other, and cause them to be driuen into a castel or fortresse, and there within the close of such castel or fortres, do withhold them against gage and pledges, wherupon the bestes be solemnely demaunded by the shiriffe, or by some other bailyffe of the kynges at the suite of the plaintiffe, and the same shyryffe or bayliffe takynge with him the power of his shire or baileiwike do assaie to make pleuin of the beastes from him that toke them, or from his lord, or from other beynge seruauntes of the lorde (what so euer they be) that are founde in the place, whervnto the bestes were chaced: Yf any deforce him of the deliueraunce of the bestes, or that no man be found for the lord or for him that toke them, for to aunswere and make the deliueraunce, after such tyme as the lord or taker shalbe admonished to make deliuerance by the shiriffe, or bailiffe, if he be in the countrey, or nere, or there where as he maie be conueniently warned by the taker, or by any other of his to make deliuerance, if he were out of the countrey when the takyng was, and did not cause the bestes to be deliuered incontinent: then the kyng for the trespas and despite shall cause the said castel or fortresse to be beten downe without recouere: And all the damages that the plaintiffe hath susteined in his bestes, or in his gainure, or any other wyse (after the firste demaunde made by the shiriffe or bailyffe for the bestes) shall be restored to him double by the lorde, or by him that toke the beastes, if he haue wherof, and if he haue not wherof, he shall haue it of the lord, at what tyme or in what maner the deliueraunce be made after that the shiriffe or bailiffe shall come to make deliuerance. And it is to wete, that where the shiriffe ought to retourn the kynges writ to the bailiffe of the lord of the castel or fortres, or to any other, to whom the retourne belongeth, if the bailiffe of the fraunchise wyll not make deliueraunce after that the shiriffe hath made his retourne vnto him, then shal the shiriffe execute and do his office without further delaie, and vpon the forsaid peine, notwithstanding any suche libertie. And if that be done in the marches of Wales, or in any other place, where the kinges writtes be not currant, the kinge, which is chiefe and soueraine lorde ouer all, shall do right therevnto suche as will complayne. Ca. xvii. Distresse. Bailiffe. plevin. Castell. Shyryffe. Marches of Wales.

¶ Forasmuche as the common fine and amerciamente of the wholle countie in eyre of the Justicers for false iudgementes, or for other trespassers, is vn- Cap. xviii. Fynes. Amerciament.

tuſtly aſſeſſed by ſhyꝛyffes and extoꝛcioners in the ſhyꝛes, ſo that the ſumme is many tymes increaſed, and the parcels otherwyſe aſſeſſed then thei ought to be, to the domage of the people, which be many times paied to the ſhiriffes and extoꝛcioners, whiche doe not acquite the paiers: it is pꝛouided, and the kyng will, that from henſefoꝛth ſuche ſummes ſhalbe aſſeſſed befoꝛe the Juſtyceꝛs in eyꝛe, afoꝛe their departure, by the othe of knightes and other honeſt men, vppon all ſuche as oughte to paie. And the Juſticers ſhall cauſe the parcels to be put in their eſtreates, whiche ſhall be deliuered vp into the eſchequer, and not the whole ſumme.

Othe.

Cap. xix. Shyꝛyffes.

¶ In right of ſhiriffes oꝛ other, whiche aunſwere by their owne handes vnto the eſchecquer, and whiche haue receiued of the kynges fathers dettes, oꝛ the kynges owne dettes befoꝛe this tyme, and haue not acquited the dettours in the eſchecquer: It is pꝛouided, that the kynge ſhal ſende good and lawfull men thoꝛough euery ſhyꝛe, to here all ſuche as wyll complaine theꝛof, and to determyne the matters there, that all ſuche as can pꝛoue that thei haue paide, ſhalbe therof acquyted foꝛ euer, whiche (whether the ſhyꝛyffes oꝛ other be lyuynge oꝛ deade), ſhall haue reſtytucion of their owne in a certaine fourme that ſhalbe delyuered them. And ſuche as haue not ſo done (if thei be lyuinge) ſhal be greuouſly punyſhed. And if thei be deade, their heires ſhall aunſwere and be charged with the det. And the king hath commanded, that ſhiriffes and other afoꝛeſaide, ſhall from henſefoꝛth laufully acquite the dettours at the nexte accompte after thei haue receiued ſuche dettes, and then the det ſhalbe allowed in the eſchequer, ſo that it ſhall no moꝛe come in the ſomons. And if the ſhyꝛyffe otherwyſe do, and therof be atteinted, he ſhall paie to the plaintiffe thꝛyſe as muche as he hath receiued, and ſhall make fyne at the kynges pleaſure. And let euery ſhiriffe take hede, that he haue ſuch a receiuour, foꝛ whom he wyll aunſwere, foꝛ the kyng wyll be recompenſed of all of the ſhiriffes and their heires. And if any other that is aunſwerable to the eſchequer by his owne handes ſo dooe, he ſhall rendꝛe thꝛiſe ſo muche to the plaintife, and make fyne in like maner. And that the ſhiriffes ſhal make taiſes to all ſuche as had paide their det to the kyng, and that the ſomons of the eſchequer be ſhewed to al dettours that demaund a ſight therof, without denyng to any, and that without takynge any money oꝛ rewarde, and he that doth contrary, the kynge ſhall puniſhe him greuouſly.

Det.

Taykes.

Cap. xx. Parkes. Pondes.

¶ It is pꝛouyded alſo foꝛ treſpaſſers in parkes and pondes, that if any be therof atteinted at the ſuite of the partie, great and large amendes ſhalbe awarded accoꝛdynge to the treſpas, and thꝛee yeres impꝛiſonment, and after ſhal make fyne at the kynges pleaſure (if he haue wherof) and then ſhal finde good ſuretie, that after he ſhal not commit like treſpas. And if he haue not wherof to make fyne, after thꝛe yeres impꝛiſonment, he ſhall fynde like ſuretie: and if he can not fynde like ſuretie, he ſhall abiure the realme. And if any being guilty therof, be fugitiue, and haue no land noꝛ tenement ſufficiēt (wheꝛby he maie be iuſtified) ſo ſone as the kynge ſhall finde it by enqueſt, he ſhall be pꝛoclaimed from countie to countie, and if he come not, he ſhall be outlawed. It is pꝛouided alſo and agreed, that if none do ſue within a yere and a

daie

daie for the trespas done, the kynge shall haue the suite. And suche as bee founde gyltie therof by lawfull enquest, shall be punished in lyke maner in al pointes as aboue is saide. And if any such trespassour be attainted, that he hath taken tame beastes or other thyng in his parkes by maner of robbery, in comynge, taryenge, or retournynge, let the common lawe be executed vpon hym, as vpon hym that is attainted of open theefte and robberie, as wel at the suite of the kynge as of the partie.

¶ In righte of landes, of heyres beynge within age, whiche be in warde of theyr lordes: It is prouided, that the wardeines shall kepe and sustene the lande without makynge distruction of any thynge. And that of suche maner of wardes shall bee done in all pointes as is conteined in the great charter of liberties made in tyme of kyng Henry, father of the kyng that nowe is, and that it be so vsed from henceforth. And in the same maner shall archebishoprices, bishoprices, abbacies, churches, and all spirituall dignities be kepte in tyme of vacation. Cap. xxi. Wardeyn. Magna carta. Cap. 4. et. 5.

¶ Of heyres maried within age, without the consent of their keepers, afore that thei bee paste the age of. xiiii. yeres, it shall be done accordynge as it is conteined in the statute of Merton. And of them whiche shall bee maryed without the consent of the keepers, after thei be paste the age of. xiiii. yeres, the keper shall haue the dowble value of their mariage after the tenour of the same acte. Moreouer suche as haue withdrawen theyr maryage, shall paie the full value therof vnto their keper for the trespas, and neuertheles the kynge shall haue like amendes according to the same acte, of hym that hath so withdrawen. And of heyres females after thei haue accomplished the age of. xiiii. yeres, and the lorde (to whom the mariage belongeth) wyll not mary them, but for couetise of the lande will kepe them vnmaried: It is prouyded, that the lorde shall not haue nor keepe by reason of maryage, the landes of such heires females more than two yeres after the terme of the said xiiii. yeres. And if the lorde within the said two yeres do not mary them, then shall thei haue an action to recouer their inheritaunce quite without gyuyng any thyng for theyr wardeshyp or their mariage. And if thei of malice, or by yll counsell wyll not be maried by their chiefe lordes (where they shall not be disparaged) than their lordes maie holde their lande and inheritance, vntill thei haue accomplished the age of an heyre male, that is to wite. xxi. yeres, and further vntyll thei haue taken the value of the mariage. Cap. xxii. Warde. Maryage. Merton. Cap. 6. 2 west. Cap. 35. Wardeyn. Heyres females.

¶ It is prouided also, that in no citee, borroughe, towne, market, nor faire, there be no forreyne person (whiche is of this realme) distrained for any dette, wherfore he is not dettour or pledge. And who so euer dothe it, shall be greuously punished without delaie, and the distres shalbe deliuered vnto him by the baliffes of the place, or by the kynges baliffes, if nede be. Cap. xxiii. Distresse. Dette. Forein.

¶ It is prouided also, that no eschetour, shiriffe, nor other baliffe of the kynge, by colour of his office, without speciall warrant or cõmaundment, or auctorite certaine pertaynynge to his office, disseise no man of his freholde, nor of any thynge belongyng to his freehold. And if any do, it shalbe at the election of the disseisie, whether that the kynge by office shall cause it to be amended Ca. xxiiii. Disseyssin. Eschetour. Shiriffe.

mended at his complaynt, or that he wil sue the cõmon law by an assise of nouel disseisin, and he that is attainted therof, shal pate double damages to the plaintife, and shalbe greuously amerced vnto the kynge.

Cap. xxv. West. 2. Cap. 49. Mainteynnance.

¶ No officer of the kynges by them selues, nor by other shall maynteyne pleas, suites, or matters, hangynge in the kynges courte for landes tenementes, or other thynges, for to haue parte or profyte therof by couenaunt made betwene them, and he that doth shall be punyshed at the kynges pleasure.

Cap. xxvi. Bryffe.

¶ And that no shyryffe, nor other the kynges officer, take any rewarde to do his office, but shalbe paied of that thei take of the kyng, and he that so doth, shal yelde twise so muche, and shalbe punished at the kynges pleasure.

Ca. xxvii. Clerke.

¶ And that no clerke of any Justicer, Escheatour, or Commissioner in eyre, shall take any thyng for deliuerynge chapiters, but onely clerkes of Justycers in their circuites, which shall take. ii. s. and no more. Of euery wapentake hundred or towne that answereth by. xii. or by. vi. accordyng as it hath ben vsed of olde tyme. And he that doth contrary, shal pate thrise so much as he hath taken, and shall lese the seruice of his maister for one yere.

Ca. xxviii. Clerke. Presentment. Mainteynnance.

¶ And that none of the kynges clerkes, nor of any iusticer, from henseforth shall receiue the presentment of any churche, for the whiche any plea or debate is in the kynges courte, without speyall licence of the kynge, and that the kynge forbiddeth vpon peine to lese the churche and his seruice. And that no clerke of any Justicer or shyryffe take parte in any quarelles or matters dependyng in the kinges court, nor shal worke any fraude, wherby common right male be delated or disturbed, and if any so do, he shall be punished by the peyne aforesaid, or more greuously, if the trespasse do so require.

Cap. xxix. Diseite. Collusyon.

¶ It is prouided also, that if any serieaunt pleder or other, do any maner of diseeite or collusion in the kynges courte, or consent to do it in diseeite of the courte, or to begyle the courte or the partie, and therof be attainted, he shall be imprisoned for a yere and a daie, and from thenseforth shall not be herde to pleade in that courte for any man. And if he be no pleder, he shall be imprysoned in lyke maner by the space of a yere and a daie at the least. And if the trespas requyre greatter punishment, it shall be at the kynges pleasure.

Offycer of fee.

And for asmuche as many complaine them selues of officers, criours of fee, and the marshalles of Justicers in eyre, takynge money wrongfully of suche as recouer seasen of lande, or of them that optayne theyr suites, and of fynes leuied, and of iurours, townes, prisoners, and of other attached vpon pleas of the coronwne, otherwise then thei ought to do in diuers maners. And for asmuche as ther is a greatter number of them then there ought to be, wherby the people are sore greued, the kynge commaundeth, that such thynges be no more done from henseforth. And if any officer of fee do it, his office shalbe taken into the kynges handes. And if any of the Justicers marshalles do it, thei shalbe greuously punished at the kynges pleasure, and as well the one as the other shall pate vnto all complainauntes the treble value of that thei haue receiued in suche maner.

Cap. xxx.

¶ Towchynge them that take outrageous tolle, contrary to the common

custome

customy of the realme in market townes: It is prouided, that if any do so in the kynges townes, whiche is bailyffe in fee ferme, the kynge shall seaze in to his owne hand the fraunchise of the market. And further more an other towne, and the same be done by the lorde of the towne, the kynge shall doo in lyke maner. And if any be done by a bailiffe, or any other officer, without the commaundement of his lorde, he shall restore to the plaintife as muche more for the extraordinary cariage, as he had of hym if he had caried his owne, and shall haue forty daies imprisonment. To whyche cytezens and burgesses, to whom the kyng or his father hath graunted murage to enclose their townes, whether they haue such murage other wyse than it was graunted vnto them, and therof be attaynted: It is prouided, that they shall lese their graunt for euermore, and shall be greuously amerced vnto the kyng. Tolle. Murage.

¶ Of suche as take victuell or other thinges to the kynges vse vpon credence, or to the garison of a castell, or otherwyse, and when they haue receiued their payment in the eschequer, wardrobe or other where, they withholde it from the creditours, to their great damage, and sclaunder of the kynge: It is prouyded for suche as haue landes or tenementes, that incontinent it shall be leuied of their landes, or of their goodes, and payed vnto the creditours, with the damages that they haue susteyned, and shal make fine for the trespas, and if they haue no landes nor tenementes, they shalbe imprisoned at the kynges will. And if such as take parte of the kynges dettes, or other rewardes of the kynges creditours, for to make payment of the same dettes: It is prouided, that they shal pay the double therof, and be greuously punished at the kynges pleasure. And of suche as take horse or cartes for the kinges carryage more than is nede, and take rewardes to lette suche horse or cartes go: It is prouyded, that if any of the courte so do, he shall be greuously punyshed by the marshalles: and if it be done out of the courte, or by one that is not of the court, and be therof attainted, he shal paie treble damages, and shal remayne in the kinges prison fortie daies. Cap. xxxi. Magna carta. Cap 21 Mat. 1. C. 2. Purueiour. Taker. Carriage.

¶ It is prouyded, that no shyryffe shall suffer any baretrours or mayntenours of quarelles in their shyres, neyther stuardes of great lordes nor other (onelesse he be attourney for his lorde) to make suite, nor to geue iudgementes in the counties, nor to pronounce the iudgementes, if he be not specially requyred and prayed of all the sutours, and attourneis of the sutours whyche shalbe at the courte. And if any do, the kyng shall punyshe greuously both the shyriffe and him that so doth. Cap. xxxii. Shiriffe. Barretours. Maintenours.

¶ For asmuch as there haue ben oftentymes founde in the countrei tellers of tales, whereby discorde or occasion of discorde hath many tymes arisen betwene the kynge and his people, or great men of this realme: For the damage that hath and may therof ensue, it is comaunded, that from henceforth none be so hardy to tell or publishe any false newes or tales, whereby discorde or occasion of discorde or sclaunder may growe betwene the kynge and his people, or the nobles. And he that so doth, shalbe kept in prison, vntil he hath brought him in to the courte, which was fyrst author of the tale. Cap. xxxiii. Newes. Tale.

¶ Of greate men and their bailyffes and other (the kynges officers onely excepted Ca. xxxiiii.

Attachment. Bailiffes.

excepted, but whom speciall auctorite in writen) which at the complainte of some, or by their owne authorite; attache other passynge through their iurisdiction with their goodes, compelle hem thorugh to answere afore them upon contractes, conuenauntes, and trespaces done out of their iurisdiction, where in deede they holde naught of them, nor within the franchise (where their power is) in preiudice of the kyng and his crowne and to the damage of the people: It is prouided, that none from henceforth so do; and if any done; he shall pay to hym that by this occasion shalbe attached, his damages double, and shalbe grieuously amerced to the kynge.

Cap. xxxv. Ayde. Knight.

¶ For as muche as before this tyme reasonable ayde to make oute some knight, or to marry his doughter, was neuer put in certayne, nor howe muche shulde be taken, nor at what tyme, wherby some leuyed vnreasonable aide, and more often then semed necessarie, wherby the people were sore greued: It is prouided, that from henceforth of an hole knightes fee there bee taken but .xx.s. And of .xx. pounde lande holden in socage .xx.s. and of more, more, and of lesse lesse, after the rate. And that none shal leuy such aide to make his sonne knight, vntill his sonne be .xv. yeres of age, nor to marry his doughter, vntyll she be of the age of seuen yeres. And of that there shall be made mencion in the kynges writte, fourmed on the same, when any will demaunde it. And if it happen, that the father, after he hath leuied suche aide of his tenauntes, die before he hath maried his doughter, the executours of the father shall be bounde to the doughter, for so muche as the father receyued for the aide. And if the fathers goodes be not sufficient, his heire shall be charged therwith vnto the doughter.

Executours.

Ca. xxxvi. Disseysin. Aff. de no. disseysin.

¶ It is prouided also and agreed, that if any man be attainted of disseisin done in the time of the kyng that now is, with robbery of any maner of good or mouable, by recognisaunce of assise of nouell disseisin, the iudgement shal be such, that the plaintiffe shal recouer seasen for the land with his damages, as wel of the goodes and mouables aforesaid, as for the freehold, and the disseisour shal make fine, which whether he be present or not (so it be presented) shal first be awarded to prison. And in like maner it shalbe done of disseisin with force and armes, although there be no robberie.

C. xxxvii. Attaynt. False othe.

¶ For as muche as certayne people of this realme doubte very lytle to make a false othe (whiche they oughte not to do) wherby muche people are disherited and lese their right: It is prouided, that the kynge of his office shall from henceforth graunt attaintes vpō enquestes in plea of land, or of freehold, or of any thing towchyng freehold, when it shal seme to hym necessarie.

C. xxxviii. Wyrton. Ca. Discent. Nuper obiit.

¶ And for as muche as it is longe tyme passed sins the writtes vndernamed were lymitted: It is prouyded, that in conueyinge a discent in a writte of ryght, none shall presume to declare of the season of his auncestour, further or beynde the tyme of kyng Richard vncle of kyng Henry, father to the kyng that now is, and that a writ of nouel disseisin, of partition, whiche is called Nuper obiit, haue their limitacion syns the first voyage of king Henry, father to the kyng that now is, in to Gascoyne. And that writtes of Mortedauncetour, of cosinage, of aiell, of entre, and of Natiuis, haue their limita-

cion

ction from the coronacion of the same kyng Henry, and not before. Neuerthelesse all writtes purchased nowe by them selues, or to be purchased betwene this and the feast of saint John for one yere complete, shalbe pleded from as longe tyme as heretofore thei haue ben vsed to be pleded.

¶ Forasmuche as many people are delaied of their righte by false vouchynge to warrantie: It is prouided, that in writtes or possession, fyrste of all in a writ of Mortdauncetour, of cosinage, of aiell, Nuper obiit, of institucion, and other lyke writtes, wherby landes or tenementes are demaunded, whiche oughte to discende, reuerte, remayne or eschete by the death of any auncetour, or otherwyse, if the tenaunte vouche to warrantie, and the demaundaunt counterpleadeth hym, and wyll auerre by assise, or by the countrei, or otherwise, as the courte will awarde, that the tenaunt or his auncestour (whose heire he is) was the fyrst that entred after the death of hym, of whose season he demaundeth: The auerment of the demaundaunt shall be receiued, if the tenaunt wyll abyde therupon, and if not, he shall be further compelled to an other answere, if he haue not his warrantour present, that wyll warraunt hym freely, and incontinent entre into the warrauntie. Sauyng vnto the demaundaunt his exceptions agaynst hym, yf he wyl vouche further, as he had before agaynst the fyrst tenaunt. From henseforth in all maner of writtes of entre, which make mencion of degrees, none shal vouche out of the lyne, or in other writtes of entre, where no mencion is made of degrees, whiche writtes shall not be mainteined, but in cases where the other writtes of degrees can not lie nor holde place. And in a writte of righte, it is prouided, that if the tenaunt vouche to warrantie, and the demaundaunt will counterpleade hym, and be redy to auerre by the countrei, that he that is vouched, nor his auncetours, had neuer season of the lande or tenemente, demaunded, fee or seruice by the handes of the tenaunte or his auncetours, syns the tyme of hym, on whose season the demaundaunt declareth, vntyll the tyme that the writ was purchased, and the plea moued, wherby he might haue infeffed the tenaunt or his auncetours: Then lette the auerment of the demaundant be receiued, if the tenant wil abide therupon, and if not, the tenaunte shall be further compelled vnto an other aunswere, if he be not present that wyll warraunt hym freely, and incontinet entre in answere. Sauyng vnto the demaundaunt his exceptions against hym, as he had afore agaynst the fyrst tenaunt. And the saide exception shall haue place in a writ of Mortdauncetour, and in the other writtes before named, as well as in writtes that concerne righte. And if percase the tenaunt haue a deede, that compriseth warrantie of an other man, whiche is bound in any of these cases before mencioned to the warrantie of his elder degre, his recouerie by a writ of warrantie of charters out of the kynges chauncery shall be saued to hym, at what tyme so euer he wyll purchase it, howbeit the plea shall not be delaied therfore.

Cap. xxxix. Voucher. Auerrement. Warranty.

¶ Towchynge the othes of champions it is thus prouided, because it seldome happened, but that the champyon of the demaundaunt is forsworne, in that he sweareth, that he or his father sawe the season of his lorde, or his auncetour

Cap. xl. Champion. Othe.

auncetour, and that his father commaunded hym to detaigne the right: that from henseforth the champyon of the demaundaunt shall not be compelled so to swere. Neuertheiesse his othe shalbe kept in all other pointes.

Othe.

Cap. xli. Effoipe.

¶ Forasmuche as in a writ of assise, attaintes, and Iuris vtrum, the iurours ben often troubled by reason of the essoines of tenauntes: It is prouided, that after that the tenaunt hath ones appered in the court, he shalbe no more essoined, but shal make his attourney to sue for him if he will, and if not, the assise or iury shalbe taken through his default.

Cap. xlii. Perceners.

¶ For as muche as demaundauntes be oftentymes delaied of their righte, by reason that many parceners be tenauntes, of which none may be compelled to answere without the other, or that there be many iointly infeffed (where none knoweth his seueral, and such tenauntes oftentimes fourche by essoine, so that euery of them hath a seuerall essoine: It is prouided, that from henseforthe such tenantes shall not haue essoine but at one daie, no more then one sole tenaunt shuld haue, so that from henseforthe thei shall no more fourche, but onely shall haue one essoine.

Fourche. Essoine.

Cap. xliii. Essoyne.

¶ For almuche as diuers persons cause them selues falsely to be essoined (for beyng ouer the sea) where in dede thei were within the realme the daie of the somons: It is prouided from henseforthe, that this essoine be not alwaies allowed, if the demaundaunte wyll chalenge it, and wyll bee redy to auerte, that he was in Englande the daie of somons, and three wekes after, but shall be aiourned in this fourme, that if the demaundaunt be ready at a certaine daie by auertment of the countrei, or otherwise, as the court shall awarde, to proue that the tenaunt was within the foure seas the day that he was somoned, and three wekes after, so that he might be reasonably warned by the somons, the essoine shalbe tourned into a defaulte. And that is to be vnderstanden onely before Iusticers.

Somons.

Cap. xliiii. Delaies.

¶ Concernynge delaies in all maner of writtes and attachementes, it is thus prouided, that if the tenaunt or defendaunt after the firste attachement retourned make defaulte, that incontinente the great distresse shalbe awarded. And if the shyryffe do not make sufficiente retourne by a certaine daie, he shalbe greuously amercied, and if he retourne, that he hath done execucion in due maner, and the issues delyuered to the sureties, than the shiriffe shall be commaunded, that he retourne issues at an other daie before the Iusticers. And if the partie beinge attached come in at his daie to saue his defautes, he shall haue the issues, and if he come not, the kyng shal haue them. And the kynges Iusticers shall cause them to be deliuered in the wardrope. And the Iusticers of the benche at Westmynster, shall delyuer them in the eschequer, and Iusticers in eyre, vnto the shiryffe of the shyre (where thei pleade) as wel of that shire as of foren shyres, and shalbe charged therwith in somons by the rolles of iusticers.

Issues.

Cap. xlv. Plea.

¶ It is prouided also, and commaunded by the kynge, that the Iusticers of the kynges benche at Westminster from henseforthe shall decise all pleas determynable at one daie, before any matter be arrainted, or plea commenced the daie folowinge, Saueyng that their essoines shall be entred, iudged,

and

and allowed. Yet by reason hereof lette none presume to absent him selfe, but let him come at the daie to him limitted.

Cap.xlvi. Disseisin. Heire. Disseisee. Fresse suite. Attaynte.

¶ It is prouided also, that if any from henseforth purchase a writte of nouell disseisin, and he against whom the writ was brought as principall disseisour, dieth before the assise be passed, that than the heire shall haue his writte of entre vpon disseysin against the heire of the disseisour, or disseysours (of what age soeuer they be.) In the same wise the heire or heires of the disseisie shall haue their writtes of entre against the disseysours or their heires, of what age soeuer they be. And if peraduenture the disseisie die before that he hath purchased his writte, so that for the Nonages of the heires of the party of the other, the writte be not abated, nor the plea delaied, but as much as maie be without offendynge the lawe, it must be hasted to make freshe suite after the disseisin. And in like maner this shalbe obserued in all pointes, for the right of prelates, men of religion, and other, to whom landes nor tenementes can in no wise discende after others death, whether thei be disseisies or disseisours. And if the parties in pleding come to an enquest, and it passeth against the heire within age, and namely against the heire of the disseisie, that in suche case he shall haue an attaynte of the kinges speciall grace.

Cap.xlvii. Wardeyne. Nonage. Wardshype.

¶ If a wardeyn or a chiefe lorde infeffe any man of lande that is the inheritaunce of a childe within age, and in his warde, to the disheritaunce of the heyre: It is prouided, that the heire shall forthwith haue his recouery by assise of nouel disseisin against his wardeyne, and agaynst the tenaunt. And the seasin shall be deliuered by the Iusticers (if it be recouered) to the nerte frende of the heire (to whom the inheritaunce can not discende) for to improw to the vse of the heyre, and to answere for the issues vnto the heyre, when he shall come vnto full age, and the wardeyne durynge his life, shall lese the custody of the thynge recouered, and all the inheritaunce that he holdeth by reason of the heire. And if an other wardeyne than the chiefe lorde do it, he shall lese the wardship of all together, and be greuously punished by the kynge. And if the enfaunt be caried awaie, or distourbed, by the wardeyne, or by the feffer, or by other, by reason wherof he can not sue his assise, than maie one of his nerte frendes (that will) sue for hym, whiche shall bee therto admitted.

Cap.xlviii. Dower.

¶ In a writ of dower called (Vnde nihil habet) the writte shall not abate by the exception of the tenaunt, because she hath receiued hir dower of an other man before hir writte purchased, onlesse he can shewe, that she hath receiued parte of hir dower of him selfe, and in the same towne, before the writte purchased. And for as muche as the kyng hath ordeyned these thinges vnto the honour of god and holy churche, and for the common welthe, and for the remedy of suche as be greued, he wolde not that any other tyme it shuld turne in preiudice of him selfe, or of his corowne, but that suche rightes as appertayne to hym shulde be saued in all poyntes: And for as much as it is great charitie to do right vnto all men at all tymes (when nede shall be) by the assent of all the prelates it was prouyded, that assises of nouel disseisin, Mortedauncetour.

dauncetour, and darraine presentment, shulde be taken in Aduente, septuagesme, and lente, euen as wel as enquestes maie be taken, and that at the speciall requeste of the king, made vnto the bishops.

¶ A statute of the extent of a manour, made the fourth yere of kynge Edwarde the first.

FIrst it is to be inquired of castelles, and also of other buildinges about, what the walles, buildings, timber, stone, lead, and other maner of couering is worth. And how they maie be solde according to the very value of the same walles and building. And for how much the buildynges without the diche maie be solde, and what they be worth with the gardeins, curtilages, doue houses, and al other issues of the courte by yere. It is to be inquered also, how many fieldes are of the demeanes, and howe many acres are in euery fielde, and what euery acre is worth by the yere. And how many acres of medowe are of the demeanes, and howe much euery acre by it selfe is worthe by the yere to be lette out. Also howe many acres of pasture there be, and for what beastes or cattalles the same pasture is most necessarie, and how many it wyl find, and of what maner, and what the pasture of euery beaste is worth to be lette out by the yere. Also forein pasture, that is common, how many and what beastes and cattall the lorde maie haue in the same, and how much the pasture of euery beaste is worthe by the yere to lette. Also it is to be inquired of parkes, and demeane woodes, whiche the lorde maie asserte and improue at his pleasure, and how many acres they conteine, and howe much the vesture of an acre is worth, and howe much the lande is worth after the wood is felled, and howe many acres it conteineth, and howe muche euery acre is worthe by yere. Also it is to be inquyred of forein woodes, where other men haue common, and how muche the lord maie improue to him selfe of the same woodes, and howe many acres, and for howe much the vesture of euery acre maie be sold, and howe much the ground is worth yerely after that the wood is felled, and howe many acres it conteyneth, and what euery acre is worthe by the yere. Also it is to be inquired, whether the lorde maie geue or sell any thinge of the residue of the foresaide woodes, and what suche gyftes or sales are worthe by the yere. Also it is to be inquered of pawnage and herbage of the towne, and all other profittes of forestes, woodes, ryuers, moores, hethes, and waste, and howe muche it is worthe by the yere. Also of mylles, fyshe pondes, seuerall and common, what they be worthe by the yere. Also it is to be inquered of freholders, the whiche dwell without as well as within, that is to saie, howe many freholders there be, and what maner landes and tenementes, and what fees they holde, and by what seruices, whether it be by socage or knightes seruice, or otherwise, And what they paie yerely of rente of assise, and who holde by charter, and who not, and who by olde tenure, and who by newe feffement. Also it is to be inquered of the saide free tenauntes, whiche shall folowe the courte of the countie, and whiche not, and what and howe muche falleth to the lorde after the death of suche free tenauntes.

It is

It is to be inquired also of customary tenauntes, that is to witte howe many there be, and howe muche lande euery of them holdeth, and what worckes and customes, he dothe and what the worckes and customes of euerie tenaunt bee worth yerely, and how much rent of assise he payd yerely, besydes the worckes and customes, and whiche of them may be tared at the wyll of the lorde and which not. It is also to be inquired of cotages, that is to say what cotages, & curtelages they hold, and by what seruice, and howe much thei do pay by the yere for al their cotages & curtelages. It is also to be inquired of pleas & perquisites of the courtes of the forestes, with lawing of dogges, and howe muche they be worth by the yere in al the issues. It is also to be inquyred of churches that belonge to the lordes gyfte, howe many there be, and what, and where and howe much euery church is worthe by the yere after the true estimacion of the same. It is also to be inquyred, what be the value of herriotes, fayres, markettes, eschetes, customes, seruices, and foreine worckes and customes, and what the pleas and perquisites of courtes, fynes, relyfes, and al other casualties, are worth by the yere, that maie fal in any of these thynges

¶ A statute touchyng the office of coroners, made the fourth yere of kyng Edwarde the first.

A CORONER ought to inquyre these thinges, if he be certified by the kinges bailiffes or other honest men of the countrei. Coroners

¶ First he shal go to the places where any be slaine, or sodenly dead, or wounded, or where houses are broken, or where treasour is said to be founde, and shall forthwith commaunde foure of the next townes or fiue or sixe to appere before him in such a place, and when thei are comen thither, the coroner vpon the othe of them shall inquire in this maner: That is to witte, if thei knowe where the persone was fyrste slayne, whether it were in any house, felde, bedde, tauerne, or in company, and who were there. Likewise it is to be inquired, who were culpable, either of the act, or of the force, and who presente, either men or women, and of what age so euer thei be (if thei can speke, or haue any discretion) and how many be founde culpable by the enquest in any of the said manors, wherupon they shalbe taken and deliuered to the shiriffe, and shall be committed to the gayle, and suche as be founden, and be not culpable, shalbe attached vntyl the compynge of the iustices, and their names shall be written in rolles. If it fortune any man to be slayne sodenly, which is found in the feldes, or in the woodes, firste it is to be sene, whether he were slayne in the same place or not. And he were brought and layde there, they shall do so muche as they can, to folowe theyr steppes that brought him thither, whether he were brought vpon a horse or in a carte. It shall be inquired also, if the deade persone were knowen, or else a straunger, and where he laie the nyghte before. And if any be founde culpable of the murder, the coroners shal immediatly go vnto his house, and shall inquyre what goodes he hath, and what corne he hath in his graunge: and if he be a free man, they shal inquire how muche lande he hath, and what Enquirie.

it is worth yerely, and further what croppe he hath vpon the grounde. And when they haue thus inquyred vpon euery thing, they shal cause al the land, corne, and goodes to be valued, in like maner as if thei shuld be sold incontinently, and therupon they shall be deliuered to the whole townes shippe, which shalbe aunswerable before the Justices for al. And likewise of his freholde howe much it is worth yerely ouer and aboue the seruice due to the lordes of the fee, and the land shal remayne in the kynges handes, vntil that the lordes of the fee haue made fyne for it. And immediatly vpon these thinges beynge inquired, the bodies of suche persons beyng deade or slaine shall be buried. In like maner it is to be inquired of them that be drowned, or sodenly slayne, or strangled by the signe of a cord tied straight about their neckes, or about any of their membres, or vpon any other hurte founde vpon their bodies, wherupon they shall procede in the fourme aboue sayde: and if they were not slayne, then ought the corouer to attach the synders and all other in the companie. A coroner also ought to enquire of treasour that is founden, who were the finders, and likewise who is suspected therof, & that may be wel perceiued where one liueth riottously haunting tauernes, & hath done so of longe time, herupon he may be attached for this suspection by .iiii. vi. or mo pledges, if he may be founde. Further if any be appealed of rape, he must be attached, if the appeale be freshe, and they must see an apparant signe of truth by effusion of blode, or an open crie made, and such shalbe by .iiii. or .vi. pledges, if thei may be found. If the apeale were without cry, or without any manifest signe or token, two pledges shalbe sufficient: Vpon appeale of woundes, specially if the woūdes be mortal, the parties appeled shalbe taken immediatly, and kept vntyl it be knowen perfitely, whether he that is hurt shal recouer or not. And if he die, the defendaunt shalbe kepte. And if he recouer helthe, they shalbe attached by .iiii. or vi. pledges, after as the wound is great or smal. If it be for a maime, he shal find no les then .iiii. pledges, if it be for a smal woūd or a maime .ii. pledges shal suffice. Also al woūdes ought to be viewed the length, bredth, and depenes, and with what wepons, and in what part of the body the woūd or hurte is, and howe many be culpable, and howe many woundes there be, and who gaue the wound, al which thinges must be inrolled in the roll of the coroners. More ouer if any be appealed of an acte done as principall, they that be apealed of the force shalbe attached also, and surely kept in ward, vntil the principals be atteinted, Concernyng horses, botes, cartes. &c. wherby any are slaine, that properly are called deodande, they shall be valued and deliuered vnto the townes as before is sayde. Concernyng wrecke of the sea, wheresoeuer it be found, if any late handes on it, he shalbe attached by sufficient pledges, and the price of the wreche shall be valued and deliuered to the townes. If any be suspected of the death of any man beyng in daūger of life, he shalbe taken and imprisoned as before is sayd. In like maner hue shall be leuied for al murders, burglaries, and for men slaine, or in peril to be slaine, as other wher is vsed in England, and al shal folowe the hue and steppes, as nere as can be. And he that doth not, and is conuict therupon, shalbe attached to be afore Justices of the gayle. &c.

Treasour.

Appeals. Rape.

Pledges.

Deodande. Wrecke of the sea.

Hue.

The

¶ Statute of Bigamy, made the fourth yere of Edwarde the fyrste.

AT the presence of certayne reuerende fathers, bisshops of Englande, and other of the kynges counsel, the constitucions vnder written were recited, and after harde and publisshed before the kynge and his counsell, for as muche as al the kynges counsell, as well Justicers as other, did agree, that thei shuld be put in writyng for a perpetual memorie, and that thei shuld be stedfastly obserued.

CONcernyng pleas where the tenant saith, that he can answere without the kyng, It is agreed by the iusticers, and otherwise men of the kinges counsell, which hertofore haue had the vse and practise of iudgementes, that where a feffement was made by the kynge with a dede therupon, that if an other person by a like feffement and like dede bee bounden to warrantie, The Justices could not hertofore haue proceded any further without the kynges commaundemente had therfore. And it semeth also that thei coulde not in certaine cases, as where the kynge hath confirmed or ratified the deede of an other man to the vse of an other, or hath graunted an ything as muche as in hym is, or where a deede is shewed, and clause conteined therin, wherby he ought to warrantise: and in lyke cases they shal not surcease by occasion of a confirmacion graūt or surrendre or other lyke, but after aduertisement made therof to the kynge thei shall procede without delaie. Cap. i. Feffement. Cap. ii. Warranty.

¶ Concernynge the endowment of women, where the wardeins of their husbandes inheritance haue wardship by the gift or graunt of the kyng, or wher such wardeins be tenātes of the thing in demaund, or if the heires of such landes vouched to warrantee, if thei saie that thei can not answere without the king, thei shal not surcesse vpon the matter therfore, but shall procede therin accordyng to the right. Cap. iii. Dower.

¶ Concernynge purpestures, or any maner of vsurpacions made vpon the kyng within franchises or els wher, it was agreed and determined in the time of kyng Henry, that where such vsurpours were liuinge, the kinge shulde reseise of new the lande so vsurped out of the handes of vsurpours, the whiche thyng also shalbe from henceforth obserued in the realme: And if any do complaine vpon such reseisers, he shalbe herde like as right requireth. Cap. iiii. Purpestures.

¶ Concerning men twise maried, called bigamie, whom the bishop of Rome by a constitution made at the counsel of Lions hath excluded from al clerkes priuilege, wherupon certain prelates (when suche persons haue bene attainted for felons) haue praied for to haue them deliuered as clerkes, which were made bigamie before the same constitucion: It is agreed and declared before the kyng and his counsel, that the same constitucion shal be vnderstanden in this wise, that whither thei were bigamie before the same constitucion or after, thei shall not from henceforth be deliuered to the prelates, but iustice shall be executed vpon them as vpon their laie people. Cap. v. Clerkes. Bigamy.

¶ In dedes also where is conteined Dedi & concessi tale tenementum without homage, or without a clause that conteineth warrantie, and to be holden of the gyuers and their heires by a certayne seruice, It is agreed, that the Cap. vi. Dede of gyfte.

giuers and their heires shalbe bounden to warrantie. And where is conteined Dedi & concessi. &c. to be holden of the chiefe lordes of the fee, or of other, and not of the feffours or of their heires, reseruyng no seruice without homage, or without the foresaide clause, their heires shall not be bounden to warrantie, notwithstanding the feffour during his owne life by force of his owne gift shalbe bounden to warrantee. All these constitucions aforesaid wer made at westminster, in the parliment holden next after the feast of saint Mighel, the.xiii.yere of the reine of kyng Edward, sonne of king Henry. And from that tyme forth thei shall take effecte.

¶ The statutes made at Gloucester, in the syxte yere of kynge Edwarde the fyrste.

FOR the great mischiefes and dissherisons, that the people of the realme of Englande haue hertofore suffred through defaute of the lawe, that failed in diuers cases within the same realme: Our souerainlorde the kynge, for the amendment of the lande, for the relefe of his people, and to eschewe such mischiefes, damages, and dissherisons, hath prouided and establissed these actes vnder writen, willinge and commaundinge, that from henseforthe thei be firmely obserued within this realme.

Cap. i. Damages.

WHer as hertofore damages were not awarded in assises of nouel disseisin, but onely against the disseisours, It is prouided, that if the disseisours do alien the landes, and haue not wherof, ther maie be damages leuied, that thei to whose handes such tenementes shal come, shalbe charged with the damages, so that euery one of thē shalbe charged with ȳ damages for his time. It is prouided also, that the disseisie shall recouer damages in a writ of entre grounded vpon disseison, againste him that is founde tenant after the disseisour. It is prouided also, that where before this tyme damages were not awarded in a plea of Mortdancetour (but in case where landes were recouered against chiefe lord) that from henseforth damages shalbe awarded in all cases, where a man recouereth by assise of Mortdancetour, as before is saide in assise of nouel disseisin. And lykewise damages shalbe recouered in writtes of cosinage, aiel, and besaiel. And where as before tyme damages were not tared, but to the value of the issues of the lande. It is prouided, ȳ the demaūdant shal recouer against the tenant the costes of his writ purchased togither with the damages aboueseid. And this act shal holde place in al cases where the party is to recouer damages. And euery man from henseforth shalbe cōpelled to rendre damages, where the lande is recouered againste him, vpon his owne instruction, or his owne acte.

Disseisin.

Cap. ii. Infant.

¶ If a childe within age be holden from his heritage after the death of his father, graundfather, or great grandfather, wherby he is driuen to his writ, and his aduersarie cometh into the courte, and for his answere alledgeth a feffement, or pleadeth some other thing, wherby the iusticers award an inquest there where as the full inqueste was deferred vnto the full age of the infante, nowe the inquest shall passe as well as if he were of full age.

Inquest.

It

¶It is established also, that if a man aliene the lande, that he holdeth by the law of England, his son shal not be barred by the dede of his father (from whom no heritage to him descended) to demaunde and recouer by writte of Mortdauncetour of the seisin of his mother, although it be mencioned in the dede, that his father dyd bynd him and his heires to warrentee. And if any heritage descend to him of his father side, then he shall be barred for the value of the heritage, that is to him descended. And if in such case, after the dethe of his father, any inheritance discende to hym by the same father, then shal the tenaunt recouer agaynste him of the seisin of his mother by a iudiciall writ, that shal issue out of the rolles to the iusticers, before whom the plea was pleaded, to resomon his warrantie, as before hath bene done in like cases, where the heire of the warrantour cometh into the court, saiynge, that naught descended from him, vpon whose dede he is vouched. And in like maner the issue of the son shal recouer by writ of cosinage, aiel, and besaiel. Likewise, and in like maner, the heire of the wife shall not bee barred after the death of his father and mother, for to demaunde by action the inheritaunce of his mother by writ of entre, which his father did aliene in the time of his mother, whereof no fine is leuied in the kynges courte. Cap. iii. Alienation. Warranty.

¶Also if a man let his lande to ferme, or to fynde estouers, in meate or in clothe, amountynge to the fourthe parte of the verie value of the lande so charged, and letteth it lie freshe, so that the partie can fynde no distresse there by the space of two or thre yeres to compell the fermour to rendre, or to dooe as is conteyned in the writyng or leasse: ¶It is established, that after the two yeres passed, the lessour shal haue an action to demaunde the lande in demeane by a writ out of the Chauncery. And if he, agaynst whom the lande is demaunded, come before iudgement, and paie the arrerages, and the damages, and fynde suretie (suche as the court shal thynke sufficient) to pay from thenseforth, as is conteined in the writyng of his leasse, he shal kepe the land. And if he tarie vntill it be recouered by iudgemente, he shal be barred for euer after. Cap. iiii. Distresse. Leasse. Barre.

¶It is prouided also, that a man from henseforth shall haue a writ of wast in the Chauncery against him that holdeth by lawe of England, or otherwise for terme of life, or of yeres, or a woman that holdeth in dower. And who that is atteinted of wast, shal lese the thing wasted, and moreouer shal recompence thrise so muche as the wast shalbe tared at. And for wast made in the tyme of wardeship, it shalbe done as is conteyned in the sayde great chartre, that is to saie, that he, whiche dyd waste, durynge the custodie, shal leese the wardeshippe: ¶It is agreed that he shall recompence the heire his damages for the wast, if so be that the wardeship lost, do not amount to the value of the damages of the heire of the same warde. Cap. v. Waste. Wardeshippe.

¶It is prouided also, that if a man die, hauing many heires, of whom one is son or doughter, brother, or suster, nephewe, or nece, & the other be of a further degre, al the heires shal recouer frō henseforth by a writ of Mortdācetour. Cap. vi. Mortdauncetour.

¶Also if a woman sell or geue in fee or for terme of life, the lande that she holdeth in dower: ¶It is ordeined, that the heire, or he to whom the lande Cap. vii. Dower.

ought to reuert after the death of such woman, shal immediatly recouer by a writ of entre in the Chauncerie.

Cap. viii. Shiriffes. Trespas.

¶ It is prouided also, that shiriffes shall plede pleas of trespas in theis coũties, as they haue ben accustomed to be pleded. And that none from hense forth shall haue writtes of trespas before Justicers, onles he sweare by his faith, that the goodes taken away were worth fourty shillynges at the least. And if he complayne of beatyng, he shal swere by his faith, that his playnt is trewe. Touching woundes and maymes, a man shal haue his writ as before hath ben vsed. And it is agred, that the defendantes in such pleas may make their attourneis, where appeale lieth not, so that if they be atteynted, beynge absent, then the shiriffe shall be commaunded to take them, and shall haue like peine as they shuld haue had, if they had ben present at the iudgement giuen. And if the plaintyffes, from hensforth in such trespalles cause them selfe to be essoined after the last apparãce, daie shalbe giuen thẽ vnto the comynge of the iusticers in eyre, and the defendantes in the mene time shalbe in peace. In such pleas and other, wher as attachmentes and distresses do lie, if the defendant essoine him selfe of the kinges seruice, and do not bring his warrant in at the daie geuen him by the essoyne: It is prouided, that he shall recompence the plaintiffe damages for his iourney twenty shillinges, or more after the discretion of the Justicers, and neuertheles shall be greuously amerced vnto the kyng.

Wounde. Mayme. Attourney. Essoyne.

Cap. ix. Death of man. Felony.

¶ It is prouided also, that no writ shal from hensforth issue out of the chaũcery for the deathe of man, to enquire whether he were slayne by misfortune, or in his defence, or otherwise without felonie. And if he be in prison before the comyng of the Justicers in eyre, or Justicers assigned to the gayle deliuere, and putteth him selfe before them for good and euyl: in case it bee founden by the countrey, that he did it in his defence, or by misfortune, then the iusticers shal do the kynge to witte therof, and the kynge shal take hym to his grace, if it please him. It is prouided also, that no appeale shall be abated so soone as thei haue ben heretofore, but if the appelour declare the dede, the yere, the day, the howre, the tyme of the kynge, and the towne where the deede was doone, and with what weapon he was slaine, the appele shal stand in effect, and shal not be abated for defaulte of fresh suite, wherby the partie shal sue within the yere and the daie after the dede doone.

Appealour.

Cap. x. Parceners. Forcher.

¶ Where as it is conteined in the statute of the kynge, that now is, that two parceners, or two that holde in common, maie not forche by essoyne, after that thei haue ones apered in the court: It is prouided, that the same be obserued and kept, in case where a man and his wife be impleded in the kinges court.

Cap. xi. London. Collucion. Leasse. Termour.

¶ It is prouided also, that if a man lesse his lands for terme of yeres within the citee of London, and he to whom the freholde belongeth, causeth hym selfe to be impleded by collusion, and maketh defaut after defaute, or cometh into the court, and geueth it vp, for to make the termour lese his terme, and the demaundaunt optemeth his suite, so that the termour maie recouer by writ of couenaunt. The Maire, and the bayliffes maie inquyre by a good inqueste in the presence of the termour and of the demaundaunte, whither the

demaundant

demaundaunt moued his plea vpon good right that he had, or by collusion and fraude, to make the termour lese his terme. And if it be founde by the inquest, that the demaundant moued his plea vpon good right that he had, the iudgement shalbe giuen forthwith. And if it be founde by inquest, that he impleded him by fraud to put the termour from his terme, then shal the termour enioie his terme, and the execucion of iudgement for the demaundant shal be suspended vntill the terme be expyred. And in like maner it shal be of equitee before the Justicers in suche case, if the termour dooe chalenge it afore the iudgement gyuen.

¶ It is prouided also, ỹ if a man be impleded for lande in the same citee, and dothe vouche a foreine to warrantee, he shall come into the Chaunceric, and haue a writ to somon his warrantour at a certaine daie before the iusticers of the benche, and an other writ to the Maire and bailiffes, that thei shall surcesse in the matter, that is before them by writte, vntill the cause of the warrantie be determined before the Justicers of the benche. And when the warrantie shalbe once determined before the Justicers of the bench, then shall he that is vouched bee commaunded to goe into London, to answere vnto the chiefe plea. And a writ shalbe awarded for the demaundaunt by the iusticers vnto the Maire and bailiffes, that thei shall procede in the plea. And if the demaundant recouer againste the tenaunt, the tenaunt shall come before the Justicers of the benche, which shal directe a writ to the Maire and bailiffes, that if the tenaunte haue loste his lande, thei shall cause the lande to bee extended, and valued, and shall retourne the extente at a certaine daie into the benche, and after it shalbe commaunded to the shiriffe of the shire (where the warrantee was somoned) that he shall cause the partie, that doth vouche, to haue as muche of the lande of the warrantour in value as he loste.

Cap. xii.
London.
Forreyn.
Voucher.
warrantie.

¶ It is prouided also, that after suche tyme as a plea is moued in the citee of London by writ, the tenaunt shall haue no power to make any waste or estripament of the lande beyng in demaunde (hauing the plea) and if he doe, the Maire and bailiffes shal cause to be kepte at the suite of the demaundant. And the same ordinance and statute shall be obserued in other cities, boroughes, and euery where thorough out the realme.

Cap. xiii.
London.
Waste.
Estripament.

¶ The kynge of his spectall grace graunteth vnto his citezens of London, that where as before tymes thei that were disseised of their freholde in the same citee, coulde not recouer their damages before the comyng of the Justicers to the towre, that from henceforth the disseisies shall haue damages by recognisance of the same assise, whereby thei recouered their landes. And the disseisours shalbe amerced before two barons of the eschequer, whiche shall resorte ones a yere into the citee to do it. And it shalbe commaunded vnto the barons, and to the treasourer of the eschequer, that thei shall cause it euery yere to be leuied by two of them at their vprising. And the amerciamentes by the somons of the eschequer shalbe leuied to the kynges vse, and be deliuered vp in the eschequer.

Cap. xiiii.
London.
Disseisin.
Eschequer.
Amerciament.

¶ It is prouided also, that the Mayre, and bailiffes, before the comynge

Cap. xv.
London.

Wynes. of thoſe barons, ſhall inquire of wynes ſolde againſte the aſſiſe, and ſhal preſent it beſore them at their coming, and then ſhall be anierced, where before thei were wonte to tarie vnto the cominge of the Iuſticers in eire. Gyuen at Glouceſtre, the .iiii. daie of Octobre, the .vi. yere of the reigne of kynge Edwarde the ſonne of kynge Henry.

¶ Expoſicions vpon the ſtatute of Glouceſter.

AFTERVVARDE by the kynge our ſouerayne lorde, and his Iuſticers, certaine expoſicions were made vpon ſome of the artycles aboue mencioned, that is to witte, to the fyrſte article, that for entrees by diſſeiſon, damages ſhall renne from the tyme of the ſtatute publiſhed. In the ſame wiſe, for damages in writtes of Entre vpon diſſeiſon, and in all writtes of Mordaunceſtour, couſinage, aiel, or beſaiel. Touchinge intruſion by ones owne acte by any maner of writte, damages ſhall renne after the writte purchaſed againſte them that helde by ſtatute, alheit that their auncetours died ſeiſed therof. Touchyng inqueſtes to be made of ſuche as be within age, the ſtatute ſhall renne without limitacion of tyme. Touchyng alienacion of landes holden by the lawe of Englande, the ſtatute ſhall renne for ſuche landes beinge alieued after the tyme of the ſtatute publiſhed. In lyke maner the ſtatute ſhal extende and renne vpon the landes of a wife aliened by hir huſbande (where as no fine was leuied.) Touchyng landes beinge lette in fee ferme, vpon condicion to paie therfore yerely the fourthe parte of the very value therof, the ſtatute ſhall renne and extend as wel vnto landes that were leſſed before the making of the ſtatute as after, in caſe that the tenaunt haue withholden aboue the ſpace of two yeres that, that he ſhulde haue paide to his leſſour yerely accordyng to the fourme of his conenant. And as to the punyſhment of waſte in all caſes (except it be of dowers and wardes) it ſhall be vnderſtanden of waſtes done ſithens the ſtatute publiſhed. And as concernyng them, whiche do alienе their dowers, it ſhall be alwaies vnderſtanden after the publiſhyng of the ſtatute. Giuen at Glouceſtre the ſondaie nexte after the feaſt of ſaint Peter ad vincula, the .vi. yere of the reigne of kynge Edwarde the fyrſte.

¶ A ſtatute for Dubbynge bearynge of armour, made the .xii. yere of Edwarde the fyrſte.

EDVVARDE by the grace of god kynge of Englande, lorde of Irelande, duke of Acquitaine, to his Iuſtices of his benche, greetynge. Where as of late certaine perſons deputed to treate vpon ſundry debates, had betwene vs and certaine great men of our realme, Amongeſt other thynges it was accorded, that in our next parliamente after prouiſions being made by vs and by the cõmon aſſent of the prelates, erles, and barons, that in all parliamentes, treaties, and other aſſemblies, whiche ſhulde be made in the realme of Englande for euer, that euery man ſhall come without all force and armour well and peaciblye

ably, to the honour of vs, and of the peace of vs and our realme. And nowe in our parliament at Westminster after the saide treatise, the prelates, erles, barons and the comminaltie of our realme there assembled, to take aduise of this busines, haue saide, that to vs it belongeth, and our parte is throughe our rotall signorie, streightly to defende force of armour, and all other force against our peace, at all tymes when it shall please vs, and to punishe them, whiche shal do contrary, according to the lawes and vsages of our realme. And herunto thei are bounde to aide vs as their soueraigne lorde at all seasons whan nede shall be. We commaunde you, that ye cause these thynges to be redde afore you in the saide benche, and there to be enrolled. Gyuen at Westmynster, the .xxx. date of Octobre, the seuenth yere of our reigne.

¶ The statute of mortmaine, made the .vii. yere of Edwarde the first.

WHERE of late it was prouided, that religious men shulde not entre into other mennes fees without speciall licence of the chiefe lordes, of whom suche fees be holden immediately. And afterwarde religious men haue entred as well into their owne fees as in the fees of other men, approprynge and bienge them, and sometyme receiuynge of the gifte of other men, wherby the seruices, that are due of suche fees, and whiche at the beginnynge were prouided for defence of the realme, are wrongfully withdrawen, and the chiefe lordes do lese their eschetes of the same. We therfore intendynge to prouide conuenient remedy in the premisses, by the aduise of our prelates, erles, barons, and other our subiectes, beynge of our counsaile, haue prouided made and ordeined, that no person, religious or other what so euer he be, that wyll bie or sell any landes or tenementes, or vnder the colour of gifte or leasse, or that wyll receyue by reason of any other title, what so euer it be, landes or tenementes, or by any other crafte or engine wyll presume to approper to hym selfe, vnder peyne of forfayture of the same, wherby such landes or tenementes maie any wyse come into Mortmayne. We haue prouyded also, that if any person religious or other, do presume either by crafte or engine to offende against this statute, it shalbe lefull to vs & other chiefe lordes of the fee immediate to entre in the lande so aliened, within a yere from the tyme of the alienacion, and to holde it in fee and as inheritaunce. And if the chiefe lorde immediate be negligent, and wyll not entre within the yere, then it shall be lefull to the nexte chiefe lorde immediate of the fee, to entre in the same lande within halfe a yere nexte folowynge, and to holde it as before is saide. And so euery chiefe lorde immediate maie entre in suche lande, if the nexte lorde immediate be negligent to entre in suche landes as before is saide. And if all the chiefe lordes of suche fees beynge of full age, within the .iiii. seas, and out of prison, be negligent or slacke in this behalfe, we immediatly after the yere accomplisshed from the tyme that suche purchases, gyftes, or appropriacions happe to be made, shall take suche landes and tenementes in to our hande, and shall infeffe other therin by certayne seruices to be done to vs for the defence of our realme, saueynge the chiefe lordes of the fees, their wardes and eschetes

and

and other seruices therunto due and accustomed. And therfore we commaunde you, that ye cause the foresaide statute to be redde before you, and from hensforth to be kepte fyrmely and obserued, witnesse my selfe at Westmynster the xiiii. daie of Nouember, the. vii. yere of our reigne.

¶ The correction of the twelfth Chapiter of the statute of Gloucester, concernynge forreins beinge vouched to warrantee in the Hustynges of London, made in the. ix. yere of kynge Edwarde the fyrst.

IT is prouided also, that if one beynge impleded in the citee of London, do vouche a forreyne to warrantee, the mayre, and the bailiffes shall atourne the parties before the Justicers of the benche at a certaine daie, and shall sende their record thether. And the Justicers shall cause the warrantour to be somoned before them, and shall trie the warrantee. And the maire and the bailiffes in the meane tyme shall surceasse in the matter that dependeth afore them by writte, vntill suche tyme as the warrantee bee determined before the Justicers of the benche. And when the matter shall be determined, commaundement shall be gyuen to the vouchee, to departe in to the citee, and to answere vnto the firste plea. And the demaundaunt at his suite, shall haue a writte from the Justicers of the benche vnto the mayre and bailiffes, that thei shall procede in the plea. And if the demaundaunt recouer, the tenaunt shall come to the Justicers of the benche, and haue a writte to the mayre and bailiffes, that in case the tenaunte haue lofte his lande, thei shall cause it to be extended, and retourne the same extente vnto the benche at a certaine daie, and after it shall be commaunded to the shiriffe of the shyre, where the warrantee was somoned, that he shall cause the tenaunte to haue of the landes of the warrantour to lyke value. And if it fortune that the tenaunt make defaulte at the daie that is assigned hym in the benche, then shall there go forth a writ from the Justicers of the benche to the maire and bailiffes, to sette the lande demaunded in to the kynges handes by a pety Cape, and to somon the tenant, that he be at the hustynges at a certaine daie, wherat the Justicers shall be aduised to gyue iudgement vpon the same defaute, if he cannot saue it: and in case he can saue it, then the Justicers shalbe certified therof by their record and by the same record thei shall pleade the warrantee.

¶ It is to be remembred, that this article in forme afore mencioned, was signed vnder the great seale of kyng Edward, sonne of kyng Edwarde, in the xi. yere of his reigne, and sente vnto the Justicers of the benche after the maner of a writ patent, with a certayne writ closed, dated by the kynges hande at Westmynster, the seconde daie of Maie, the yere afore mencioned, that thei shulde doo and execute all and euery thynges conteined in the article aforesaide, albeit that the same do not accorde with the statute of Gloucester in all thynges.

¶ The newe ſtatute of the eſchequer, otherwyſe called the ſtatute of Rutland.

EDVVARDE by the grace of god. &c. to our treaſorer and barons of the eſchequer, gretyng. ¶ To thintent that prouiſion maie bee had for the indempnitee of vs and our people in certayne caſes, towchinge vs and our people aforeſayd in our ſayde courte of eſchequer: We woll and prouide, that from henſforth the bodies of ſhires ſhall not be written in ſeuerall rolles, but ſhall be written in a certayne rolle annuall, and ſhall be redde euery yere vpon the ſeuerall accountes of ſhiriffes, that is to witte in the ſeuerall counties, that it maie be knowen, if ought maie eſcheate vnto vs by any maner meane. ¶ The remanentes of the ſame ſhyres ſhalbe written by latter dates in the annuall rolles, and the ſhyriffes ſhall be charged therwith, in which remanentes the lyuereis and almes ordinary ar allowed, and other allowances (if ſhyriffes haue had any) of the iſſues of their baylewekes by our writtes of diuers allowances vnto our greuous damage: We woll and prouide, that of ſuche maner allowances ſo to be made, from henſeforth viewe ſhall be made in our eſchequer, and the ſame viewe beyng faithfully made, the ſame treaſourer and barons ſhal certifie the chauncellour of the ſayde allowances ſo to be made, and that writtes of allowantes ſhalbe made according to the ſame certificat. ¶ Moreouer there ſhalbe written in the ſame annual rolles, the fermes of the ſhyriffes, the profittes of counties, the fermes of ſerianties & aſſertes, the fermes of cities boroughes & townes, and other fermes, wherof there is anſwere made yerely in the eſchequer. And in them alſo ſhalbe written al dettes determined, and al groſſe dets, wherof is hope that ſomwhat ſhalbe paied againe. ¶ Item all debtes that ſeme to be clere, when it is commen vnto accompte, or to the tytle of new obligacions.

¶ Nothynge ſhall be written in the annuall rolle, but thoſe dettes, whereof there is hope of payment, and wherof the ſhiriffe is anſwerable, and dettes that ſeme clere in the originalles.

¶ Of dead fermes, and dettes deſparate, one rolle ſhall be made, and ſhalbe inrolled and red euery yere vpon the accomptes of ſhyriffes, and the dettes wherof the ſhiriffe is anſwerable, ſhall be written in the annuall rolle, and there ſhalbe acquited.

¶ Moreouer we woll and prouyde that it ſhalbe proclaymed in euery countie that all they that haue tayles of the eſchequer for the dettes of their ſelues or their auncetters hitherto payed vſually there, and not yet allowed, wherof ſhall come in the ſomons of the eſcheker, that ſuche tailes ſhall be deliuered to their ſhiriffes, to be allowed at the eſchequer at their accomptes. And the ſhyriffes ſhall make to them (of whom they ſhall ſo receyue tayles) there writynges, witneſſyng the receypte of thoſe tayles.

¶ Two faythfull knyghtes deputed therunto, betwene whom and the ſayde ſhyriffes indentures ſhall be made of ſuche receyptes with the ſeales of them both interchaungeably.

¶ The foreſayde knyghtes deputed therunto, ſhall ſende the partes of their

indentures

indentures, at the terme appoynted vnto the eschequer in fourme aforesaide, to the ende that by the viewe and wytnes of them, the sayde tayles so receyued by the shyryffes, maie be shewed, and be allowed vpon their accomptes.

¶ Moreouer it shall be proclaimed, that except those that haue suche tailes do shewe them to the shyriffes and knightes to be executed as afore is saide, that they shalbe distrayned for the whole dette, and the tayles to be reputed for vnpaied.

¶ Moreouer the dettes, whiche yet are to come in the somons of the eschequer, wherof the dettours do profer tayles agaynst dyuers shyryffes, shalbe defalked and acquited.

¶ Moreouer we prouyde, that certayne persons assygned thereunto on our behalfe shall be sente into euery shyre, whiche shall haue full power to enquyre of suche maner dettes, and also to call afore them solemly, as well the shyryffes as their heires and assygnes, and the tenauntes of their landes, in case they be dead that haue receiued the dettes, and also if nede be to procede to the takynge of suche maner inquestes, whether the parties (agaynst whom the foresayd tayles were shewed) do come or not. So that the shyryffe do retourne a reasonable somons made to them therfore, and so the trouthe beynge inquired and discussed in presence of the parties (if they wyl be there) the inquisitours shall make rolles of them that shall be conuicte afore them, so that the foresayde dettes beynge confessed and inrolled, the tayles of the same shalbe forthwith broken. And the shiriffes shall haue in their custody the transcriptes of the same rolles vnder the seales of the inquisitour, and shall surceasse in makynge distresses for the dettes conteyned in the same, vntyll they shall haue other wise in commaundment from vs therfore. And the foresayd inquisitours shall sende vnto the eschequer the foresayde rolles vnder their seales, that it may be examined there by a serche to be made therfore, what dettes be paied in the hole, and what are payed in parte, and what dettes there be, wherof the dettours be not acquited, accordynge as shall be conuenient to be done.

¶ Moreouer we will and prouide, that the chamberlaynes from henceforth shal not make to the shyryffes or any of their baylyffes, tailes of diuidendis, onelesse they first receyue of them wrytinges conteynyng the particuler summes of the actions of dettes, and the names of them that pated them, in to the whiche particulers he may part the names of such maner diuidendis, whiche beinge so receyued vnder their seales, it shal not be lauful to number them in to other particulers.

¶ Moreouer we prouyde, that all dettes, whereunto the shyryffes make retourne, that the dettours haue nothynge in their bayliwekes, ne had not at suche tyme as they were charged with the same dettes, or that the dettours be not founden: that the same dettes shall be extreated in rolles, and the same rolles to be delyuered vnto faythfull and circumspecte men, whiche shall make inquerie therof after suche fourme as shall be prouided by the treasourer and barons.

¶ But for so muche as certayne pleas heretofore hold in the escheker, which

dyd

dyd not concerne vs nor our ministers of the eschequer, wherby as well our pleas, as the causes of our people are vnduly proroged and letted, we wyll and ordeine, that no plea shal be holden or pleaded in the escheker aforesaid, onlesse it do spectally concerne vs or our ministers aforesaid. And therfore we commaunde, that ye cause the premisses to be distinctly and openly red afore you, and to enrolle it, causyng the same to be streightly obserued in our courte of eschequer aforesaid. In wytnes of whiche. &c. Youen at Rutlande, the. xiiii. daie of the monthe of Maie, in the. x. yere. &c.

¶ The statute of Acton Burnell made the. viii. yere of kynge Edwarde the fyrste.

For as muche as marchauntes, whiche heretofore haue sent their goodes to diuers persons, be greatly impouerished, because there is no spedy lawe prouided for them to haue recouery of their dets at the daie of payment assigned. And by reason hereof many marchauntes haue withdrawen to come in to this realme with their marchaundises, to the great damage as well of the marchauntes as of the whole realme. The kynge hym selfe and his counsel hath ordeyned and established, that euery marchaunt, whiche wyll be sure of his dette, shall cause his dettour to come before the mayre of London, or of Yorke, or Bristow, or before the mayre and a clerke (whiche the kynge shall appointe for the same) for to knowlage the dette and the daie of payment, and the recognisaunce shall be entred in to a rolle with the hande of the saide clerke, whiche shall be knowen. Moreouer the saide clerke shall make with his owne hande a byll obligatory, wherunto the seale of the dettour shall bee put, with the kynges seale, that shall be prouided for the same purpose, the whiche seale shall remayne in the keppynge of the mayre and clerke abouesaide. And if the dettour doo not paie at the daie to hym limitted, the creditour shall come before the said maire and clerke with his byll obligatorie. And if it bee founde by the rolle and by the byll, that the dette was knowlaged, and that the daie of payment is erpyred, the mayre shall incontinent cause the mouables of the dettour to be solde as farre as the dette dothe amounte, at the prysynge of honest men, after the maner of borough goodes deuisable, vntil the whole sume of the dette and the money be fully paied to the creditour. And if the mayre can fynde no byer, he shall cause the mouables to be delyuered to the creditour at a reasonable pryce, as muche as dothe amounte to the summe of the dette. And the kynges seale shall be put vnto the sale and delyueraunce of the goodes deuysable for a perpetuall wytnesse. And if the dettour haue no mouables within the iurisdiction of the mayre, wherupon the dette maie be leuyed, but peraduenture hath some other where within the realme, then shal the mayre retourne the recognisaunce made before hym and the clerke aforesayde vnto the chauncellour vnder the kynges seale. And the chauncellour shal derecte a writte vnto the shyriffe, in whose baliewicke that the mouables of the dettour happe to be, and the shyryffe shall cause hym to agree with his creditour in suche fourme as the mayre shuld haue done in case that the mouables

uables of the dettour had ben within his power. And let them that haue prised the mouable goodes to be delyuered vnto the creditour, take good hede, that they do sette a reasonable price vpon them, for if they dor sette an ouer hygh price for fauour borne to the dettour, to the damage of the creditour, then shall the thynge so preysed be delyuered vnto them selues at suche price as thei haue lymitted, and shall be forthwith answerable vnto the creditour. And if the dettour will sate, that the mouable goodes were deliuered or solde for lesse than thei were worthe, yet shal he haue small remedy therby. For when the mayre or the shyrysse hath solde the mouable goodes lawfully to hym that offered most, he may accompt it his owne folv, that he dyd not sell his own mouable goodes hym selfe before the date of the suite (when he might well enoughe) and so haue leuyed the money with his owne handes. And if the dettour haue no mouables, wherupon the dette may be leuyed: then shal his body be taken, where it may be founden, and kepte in prison, vntyll that he hath made agrement, or his frendes for hym. And if he haue not wherwith he may susteine hym selfe in prison, the creditour shal synde hym breade and water, to the ende that he die not in prison for defaut of sustinaunce, the whyche costes the dettour shall recompence hym with his dette, before that he ber lette out of prison. And if the creditour be a marchaunt straunger, he shall remayne at the costes of the dettour for so longe tyme as he tarieth about the suite of his dette, and vntyll the mouable goodes of the dettour bee solde or delyuered vnto hym. And if the creditour doe not take the dettour alone for the suretie of his payment, by reason wherof pledges or maynpernours bee founden: than those pledges or maynpernours shall come before the mayre and clerke aboue saide, and shall bynde them selues by wrytynges and recognysaunces, in lyke maner as the prynypall dettour. And in lyke maner if the dette be not pated at the day lymitted, such execution shall ber awarded agaynste the pledges or maynpernours, as before is appointed for the dettour. Prouided nertheless, that so longe as the dette mate be fully taken and leuied of the goodes mouable of the dettour, in forme aboue mentoned, the maynpernours or pledges, shalbe without damage, notwithstandyng for defaut of mouable goodes of the dettour, the creditour shall haue execution of his recognisaunce vpon the maynpernours or pledges in suche maner and forme as before is lymitted against the principall dettour.

¶ The statutes made in the seconde parlyament holden at Westmynster, the .xiii. yere of kynge Edwarde the fyrst.

WHERE as of late our soueraigne lorde the kynge, in the quinzyme of saynte Johu Baptiste, the syxte yere of his reygne, callynge together the prelates, erles, barons, and his counsaile at Glocester, and consyderynge that dyuers of this realme were disherited, by reason that in many cases, where remedy shuld haue ben had, there was none prouided by hym nor his predecessours, ordeygned certayne statutes right necessary and profitable for his realme wherby the people of Englande and Irelande, beynge subiectes vnto his power, haue

obteyned

obteyned more spedie iustice in their oppressions, then they had before, and certayne cases (wherin the lawe failed) dyd remayne vndetermined, and some remayned to be enacted, that were for the reformacion of the oppressions of his people: Our soueraigne lorde the kynge in his parlyament, after the feaste of Easter, holden the. xiii. yere of his reygne at Westminster, caused many oppressions of the people, and defautes of the lawes, for the accomplyshment of the saide statutes of Gloucester, to be reherced, and therupon did prouide certayne actes, as it shal appere more plainly here folowyng.

Cap. 1. Reuerter.

FYrst touchynge landes, that many tymes are geuen vpon condicion, that is to witte, where any geueth his lande to any man and his wife, and to the heires begotten of the bodies of the same man and wife, with suche condicion expressed, that if the same man and his wife die without heyres of their bodies betweene them begotten, the lande so geuen shulde reuerte to the geuer or his heire. In case also where one geueth landes in fee mariage, whiche gyfte hath a condicion annexed, though it bee not expressed in the dede of gifte, whiche is this: That if the same husbande and wyfe die without heire of their bodies begotten, the lande so geuen shall reuert to the geuer or his heire. In case also where one geueth lande to an other, and to the heires of his body issuynge: it semed very harde, and yet semeth vnto the geuers and their heires, that their wyll beynge expressed in the gyfte, was not heretofore, nor yet is obserued. In all the cases aforsayd, after issue begotten and borne betwene them (to whom the landes were geuen vnder suche condicion) heretofore suche feffees had power to alien the lande so geuen, and to disherit their issue, contrary to the myndes of the geuers, and contrarie to the fourme expressed in the gift. And further where as the issue of such feffe is faylynge, the lande so geuen ought to retourne to the geuer or his heire, by fourme of the gyfte expressed in the dede, though the issue (if any were) had died: yet by the deede and feffement of them (to whom lande was so geuen vpon condicion) the donours haue hitherto bene barred of their reuercion, whiche was directly repugnaunt to the fourme of the gifte. Wherfore our soueraygne lorde the kynge, percey uynge howe necessary and expediente it shulde be to prouide remedy in the foresayde cases, hath ordeyned, that the wyll of the geuer, accordynge to the fourme in the dede of gyfte manyfestly expressed, shall be from henceforth obserued, so that they, to whom the lande was geuen vnder suche condicion, shall haue no power to aliene the lande so geuen, but that it shall remayne vnto their issue after their death, or shall reuerte vnto the geuer or his heires (if issue fayle) where as there is no issue at all, or if any issue be, and fayle by death, or heire of the body of suche issue faylinge: Neyther shall the seconde husband of any such woman from henceforth haue any thynge in the lande so geuen vpon condicion after the deathe of his wyfe by the lawe of England, nor the issue of the seconde husband and wyfe, shall succede in the inheritaunce, but immediatly after the death of the husband and wyfe (to whom the land was so geuen) it shall returne to their issue, or to the geuer, or his heire, as before is sayd. And for as muche as in a newe case, new remedy must be prouided, this maner of writ shalbe graunted

Weede of gift.

Alienacion.

Remainder.

to

to the gyfte that wyll purchase it.

Precipe A, quod iuste, &c. reddat B, manerium de F, cum suis pertinentijs, quod C, dedit ei & hæredibus de ipsis vxore, & tali mulieri, & hæredibus de ipsis vxore, & mulieres exeuntibus, &c. thus. Quod C, dedit eidem viro, in liberum maritagium, cum tali mulier. &c. & post mortem predictorum viri & mulieris, predicto B, filio eorundem viri & mulieris discendere debeat per formam donationis predictæ, vt dicit. &c. vel quod C, dedit tali & hæredibus de corpore suo exeuntibus, & quod post mortem illius talis, predicto B, filio prædicti talis, descendere debeat per formam. &c.

The writte whereby the gener shall recouer (when ille faileth) is reuersion enoughe in the Chauncery. And it is to witte, that this estature shall hold place to whynge alienation of lande contrary to the forme of the gyfte hereafter to be made, and shall not extende to gyftes made before. And if a fyne be leuyed hereafter vpon suche landes, it shall be voyde in the lawe. Neyther shall the heires, or such as the reuercion belongeth vnto, though they be of ful age within England, and out of prison, nede to make their clayme.

Cap. ii. Distresse. Withernam. Replenie.

¶ For as muche as lordes of fees distreynynge their tenauntes for seruices and customes due vnto them, are many tymes greued, because their tenauntes do repleuy the distresse by writte or without writte. And when the lordes at the complaynte of their tenauntes, do come by attachment vnto the countie, or vnto an other courte, haynge power to holde pleas of withernam and do aduowe the takynge good and lawfull: by reason that the tenauntes dysauowe and do dysclayme to holde ought of hym (whiche toke the distresse) and aduowed it, he that distrained is amerced, and the tenauntes go quyte, to whom punyshemente can not be assygned for further disauowynge by recorde of the countie, or of other courtes haynyng no recorde: It is prouyded and ordeyned from henceforth, that where suche Lordes can not obtayne iustice in counties, and such maner of rewtes against their tenauntes, as soone as they shall be attached at the suite of their tenauntes, a writ shalbe graunted to them, to remoue the matter before the Justicers, afore whom, and none other where, iustice may be ministred to suche lordes. And the cause shall be put in the writ, because suche a man dystraigned in his fee for seruyces and costomes to hym due. Neyther is this acte preiudiciall to the lawe commonly vsed, whereby it is prohibit, that no plea shall be moued before Justicers at the suyte of the defendaunt. For thoughe it appere at the fyrste face, that the tenaunt is plaintyffe, and the lorde defendaunt: neuertheless haynge respect to that, that the lorde hath distrayned and sueth for seruices and customes beynge behynde, he appereth in deede to be rather plaintyffe than defendaunt. And to the entent the Justicers maye knowe, vpon what freche seisin the lordes may aduowe the distresse good and lawful vpon their tenauntes: From henceforth it is agreed and enacted, that a reasonable distresse may be aduowed vpon the seisin of any auncetour or predecessour syns the tyme that a writte of nouel disseisin hath runne. And because it chaunceth many tymes, that the tenaunt, after that he hath replenied his beastes, doth sell or alyed them, whereby retourne can not be made vnto the lorde that distrained, if it be adiudged: It is prouided, that shiriffes or bailyffes from henceforth shall

shall not onely receiue of the plaintiffes pledges for the suite, before thei make delyuerance of the distresse, but also for the retourne of the beastes, if retourne be awarded. And if any take pledges otherwise, he shall aunswere for the pryce of the beastes, and the lorde that distreigneth, shal haue his recouerie by writ, that he shall restore vnto him so many beastes or catel. And if the bailiffe be not able to restore, his lorde shall restore. And for as muche as it happeneth sometyme, that after the retourne of the beastes is awarded vnto the distreignour, and the party so distrained, after that the beastes be retourned, doth repleuie them againe, and when he seeth the distrainour apperyng in the courte redy to aunswere him, doth make defaut, wherby retourne of the beastes oughte to be awarded againe vnto the distreignour: And so the beastes be repleuied twyse or thryse, and infinitely, and the iudgementes geuen in the kynges courte take no effect in this case, wherupon no remedy hath bene yet prouided: In this case suche proces shalbe awarde, that so soone as returne of the beastes shall be awarded to the distrainer, the shiriffe shall be commaunded by a iudiciall writte, to make retourne of the beastes vnto the distreigner, in whiche writ it shall be expressed, that the shiriffe shall not delyuer them without writ, makyng mencion of the iudgement geuen by the Iusticers, whiche can not be without a writ, issuinge out of the rolles of the saide Iusticers, before whom the matter was moued. Therfore when he cometh vnto the Iusticers, and desyreth repleuin of his beastes, he shal haue a iudiciall writ, that the shiriffe takynge suretie for the suite, and also of the beastes or cattel to be retourned, or for the price of them (if retourne be awarded) shal deliuer vnto him the beastes or catel before retourned, and ỹ distrainour shalbe attached, to come at a certaine date before the Iusticers, afore whom the plea was moued in presence of the parties. And if he that repleuied make defaut againe, or for an other cause retourne of the distresse, being now twise repleuied, be awarded, the distresse shal remain irrepleuiable, but if a distresse be taken of newe, and for a newe cause, the proces abouesaid shal be obserued in the same newe distresse.

pledges.

Shiriffe.

¶ In case when a man being impleded of landes, that he holdeth in right of his wyfe, had lost the same by defaut, it was very hard, that the wyfe after the death of her husband had none other recouery but by a writ of right: wherfore our soueraine lorde the kyng hath ordeined, that a woman after the death of her husband, shal recouer by a writ of Entre, (wherto she could not disagre duryng his lyfe, whiche shal be pleded in fourme vnder written. If the tenaũt do excepte againste the demaunde of the wyfe, that he entred by iudgement, and it be found, that his entre was by defaut, wherto ỹ tenant might be bound to answere, if it were demaunded of him, then he shalbe compelled to make further answere, and to shewe his right according to the fourme of the writ that he purchased before against the husband & the wife. And if he can verifie, that he hath or had right in the land demaunded, the woman shall gaine nothing by her writ, which thing if he can not shew, the womã shal recouer the land being in demand. Prouided alwaies, ỹ if the husband absẽted him selfe, & wold

Cap. iii. Entre.

not defende his wiues righte, or otherwyse in his lyke wolde not aunswere, if the wyfe doe come in before iudgement, redy to aunswere the demaundant, and to defende her right, the wyfe shall be admitted, Lykewyse tenaunte in dower, tenaunt by the lawe of the lande, or otherwyse for terme of lyfe, or by gifte, where a reuercion is reserued, do make defaulte, or wyll geue vp: the heires, or thei, to whom the reuercion belongeth, shall be admitted to their aunswere, if thei come in before iudgemente. And if vppon suche defaulte or surrendre, iudgemente happe to bee geuen: then the heires, or thei vnto whom the reuercion belongeth, after the death of suche tenauntes, shall recouer by a writte of entree, in whiche lyke processe shall be obserued, as is aforesaide, in case where the husbande leseth his wiues lande by defaut. And so in the cases aforesaide two actions do concurre, one betwene the demaundant and tenant, and an other betwene the tenant, shewing his right, and the demaundant.

Cap. iiii. Couin. Dower.

¶ In case where the husbande beinge impleded for lande, geuen vp the lande demaunded, vnto his aduersary by couin: after the death of the husbande the Justicers shal awarde the wyfe of her dower, if she demaunde it by writ. But in case where the husbande leseth it by defaute, the lande beinge in demaunde, and the wyfe after the death of her husbande, demaundeth her dower, it hath bene sene, that some Justicers haue awarded vnto the woman her dower, notwithstandinge the defaulte, whiche her husbande made, other Justicers beinge of the contrary opinion, and iudgeinge otherwyse: To the intent that from henceforthe such ambiguitee shall be taken awaie and put in certaine: It is prouided, that in both cases, the woman demaundinge her dower, shalbe herde. And if it be alleged against her, that her husbande lost the lande, wherof the dower is demaunded, by iudgement, wherby she ought not to haue dower, and then it be inquired by what iudgement, and it be founde that it was by defaute, whervnto the tenaunt must aunswere: then it behoueth hym to aunswere further, and to shewe that he had righte, and hath in the foresaide lande accordinge to the fourme of the writ, that the tenant before purchased against the husbande. And if he can shew, that the husbande of suche wyfe had no right in the landes, nor none other but he the tenaunt shall go quite, and the wyfe shall recouer naught of her dower, whiche thing if he can not shewe, the wyfe shall recouer her dower. And so in these cases, and in certaine other folowyng, that is to saie, when the wyfe beyng indowed leseth her dower by defaut, & tenantes in free mariage, by the lawe of England, or for terme of lyfe, or in fee taile, diuers actions do concurre for suche tenauntes, when thei muste demaunde the lande loste by defaute: And when it is come to that point, that the tenant muste be compelled to shewe his right, for as muche as the lawe will not compel them to make answere without them, to whom the reuercion belongeth: therfore thei are suffred to vouche to warrantee accordinge to the tenour of the writte, as if thei were tenantes. And if thei haue a warrantee, when the warrantour hath warranted, the plea shall passe betwene him that is sesed and the warrantour accordinge to the tenour of the writ, that the tenant purchased before, and by whiche he recouered

Vouche.

couered by defaut, and so from many actions at lengthe they shall reſorte to one iudgement, whiche is this, that eyther the demaundauntes shal recouer their demaunde, or the tenauntes shall go quyte. And if the action of suche a tenaunt, whiche is compelled to shewe his ryght, be moued by a writte of ryght, though that the great assise or battaile can not be ioigned by the wordes accustomed, yet it shall be ioygned by wordes conuenyent and vsed, for when the tenaunt in that that he sheweth his right, whiche belongeth to him by the wyrt that he before purchased, in stede of a demaundaunt, the warrantour mate well defende the ryghte of the tenaunte, whiche commeth in place of the demaundaunt, as before is sayde, and alledge the seisin of his auncetour, and to defende it by the body of a freman, or put him selfe in the greate assise, and pray recognisaunce to be made therof, whether he hath more ryght to the lande beynge in demaunde, or els the party before named, or it may be ioygned otherwyse by the great assyse: and so the warrauntour mate defende the ryghte, and knowlaged the seisen of his auncetour, and put hym selfe in the greate assyse. &c. and praie recognisaunce to be made, whether he hathe more ryghte in the foresaide lande, as in that wherof he infeffed suche a man, or that suche a one releſſed and quited clayme. &c. or els the foresayde partie &c. And where sometyme it chaunceth that a woman, whiche is not indowed of the lande of an heyre beynge within age, dothe purchace a writte of dower agaynste a gardeyne, and the gardeyne endoweth the lande by fauour, or maketh defaulte, or by collusion defendeth the plea so faintly, whereby the wyfe is awarded hir dower in preiudice of the heyre: It is prouided, that the heyre, when he commeth to full age, shal haue an action to demaunde the seisin of his auncetour agaynst the wyfe, lyke as he shulde haue agaynste any other deforceour, Prouided alwayes, that the wife shall haue her exception saued agaynste the demaundaunt, to shewe that she had ryght to her dower, which if she can shewe, she shall go quyte and reteine her dower, and the heire shalbe greuosly amerced, according to the discrecion of the Justicers. And if not, the heyre shall recouer his demaunde. &c. In like maner the wife shall be ayded, if the heyre or any other do implede her for her dower, and if she lese her dower by defaulte, in whiche case the defaut shal not be so preiudiciall to her, but that she shal recouer her dower, if she haue ryght therto, and she shal haue this writ,

Assise.

Dower. Gardeyne.

Præcipe A, quod iuste. &c, reddat B, quæ fuit vxor F, tantam terram cum pertinen ciis in C, quam clamat esse retionabilem dotem suam, vel de rationabili dote sua, & quod prædictus A, ei deforceat. &c. And to this writ the tenaunt shall haue his exception, for to shewe that she had no right to be indowed, whiche if he can verifie he shal go quite, and if not, the wife shal recouer the land, wherof she was indowed before. And wher as before time if a mã had lost his land by defaut, he had none other recouery then by a writ of right, which was not maintenable by any ỹ could not claime of mere right, neither of tenantes for terme of life, in fre mariage, nor in taile, in which estates a reuercion is reserued: It is prouided, that frõ henceforth their defaut shal not be preiudicial, but ỹ they

may recouer theyr estate by an other writ, then by a writ of right, if they haue ryght. For lande in free mariage loste by defaute, suche a writ shalbe made, Precipe A, quod iuste. &c. reddat B, manerium de C, cum pertinentiis, quod clamat esse ius & maritagium suum, & quod prædictus A, ei deforcear. Likewyse of lande for terme of lyfe lost by defaut. this writ shall be made.

Præcipe A quod iuste. &c, reddet B, manerium de C, cum pertinentiis, quod clamat tenere ad terminum vitæ suæ, & quod prædictus A, ei deforcear. Lykewyse, quod clamat teneri sibi, & hæredibus de corpore suo legitime procreatis, & quod prædictus A, ei deforcear.

Cap. v. Auouson.

Where as for aduousons of churches there be but three originall writtes, that is to sate, one writte of righte, and two of possession, which be darrayne presentment, and Quare impedit, and hitherto it hath ben vsed in the realme, that when any haupnge no ryght to presente, had presented to any churche, whose clereke was admitted: he that was very patron, coulde not recouer his aduouson, but onely by a writte of righte, whiche shulde be tried by bacayle, or by grat assyse, wherby heires within age, either by fraude, or els by negligence of their wardeins, and heires bothe of highe and meane estate, eyther by negligence, or els by fraude of tenauntes by the curtesie, tenauntes in dower, or otherwise, for terme of life, or for yeres, or in fee taile, were many times disherited of their aduousons, or at the least (whiche was the better for them) were driuen to their writte of right, in whiche case hitherto they were without remedie: It is prouided, that suche presentmentes shall not bee so preiudicial to the right heires, or to them, vnto whom such aduousons ought to reuerte after the death of other persons, For as often as any, haupnge no ryght, dothe present, duringe the tyme that suche heires are in warde, or durynge the estate of tenauntes in dower, by the curtesie, or otherwise for terme of lyfe or of yeres, or in tayle, at the nexte auoydaunce when the heyre is come to full age, or when after the death of the tenauntes before named, the aduouson shal reuert vnto the heyre beyng of ful age, he shal haue suche action and receyte by writte of aduouson possessory, as his laste auncetour shulde haue hadde at the laste auoydaunce, happenynge in his tyme beynge of full age before his deathe, or before the dempse was made for terme of lyfe, or in fee taile, as before is sayde. The same shall be obserued in presentmentes made vnto churches, beynge of the inheritaunce of women, what tyme they shalbe vnder the power of their husbandes, whiche muste be ayded by this estatute by the remedy afforesayde. Also religious men, as byshoppes, archedeacons, persons of churches, and other spirituall men, shalbe ayded by this estatute, In case any haupnge no ryght do present vnto churches belongynge to prelacies, spirituall dignities, personages, or to houses of religion, what tyme suche houses, prelacies, spirituall dignities, or personages bee vacante.

Presentacion.

Neyther shall this acte bee so largely vnderstanden, that such personnes, for whose remedie this statute was ordeyned, shall haue the recouerie afforesayde, surmysinge that Gardeyns of heyres, tenauntes in tayle, by the curtesy, tenauntes in dower, for terme of life or for yeres, or husbandes which faintly haue defended pleas moued by them or against them, because the iugementes geuen in the kynges courts shuld not be adnulled by this estatute

Iudgement.

the

the iudgement ſhall ſtande in his force, vntill it be reuerſed in the courte of the kynge as erronious, if errour be founde, or by aſſiſe of darraine preſentment, or by enqueſt in Quare impedit, if it paſſe by atteint, or be adnulled by certificacion, whiche ſhalbe freely graunted. And from henſeforth one fourme of pledinge ſhalbe obſerued amonges Iuſticers in writtes of darreine preſentment, and Quare impedit, ſo that where the defendant alledged plenartie in the churche of his owne preſentacion, the plea ſhall not fall by reaſon of the plenartie: ſo that the writ be purchaſed within the. vi. monethes, thoughe he can not recouer his preſentacion within the. vi. monethes. And ſometymes where a fyne is leuied betwene many, claiminge one aduouſon, and inrolled before the Iuſticers in the rolle or fine in this fourme, that one ſhall preſent the firſte tyme, and at the nerte aduoidaunce an other, and the thirde tyme an other, and ſo of many, in caſe there be many. And when one hath preſented for his fourne, accordinge to the fourme of their egrement, & fyne, and at the nerte auoidaunce he to whom the. ii. preſentacion belongeth, is diſtourbed by any that was partie to the ſaide fyne, or in his ſtede: It is prouided, that from henſeforthe he that is ſo diſtourbed, ſhall haue no neede to ſue a Quare impedit, but ſhall reſorte to the roll or fine. And if the ſaide concorde or agrement be found in the rolle or fine: then the ſhiriffe ſhall be commaunded, that he geue knowlage vnto the diſtourbour, that he be redy at ſome ſhort daie, conteininge the ſpace of fiftene daies, or three wekes (as the place happeth to be nere or ferre) for to ſhewe if he can alledge any thing, wherfore the party that is diſtourbed, ought not to preſent. And if he come not, or peraduenture doth come, and can nothing allege to barre the party of his preſentacion by reaſon of any dede made or written ſins the fine was made or inrolled, he ſhal recouer his preſentacion with his damages. And where it chaunſeth, that after the deth of the auncetour of him that preſented his clerke vnto a church, the ſame aduouſons is aſſigned in dower to any woman, or to tenãt by the curteſy, which do preſent, and after the death of ſuch tenantes, the very heire is diſtourbed to preſent, when the churche is voide: It is prouided, that from henſeforth it ſhalbe in the election of the partie diſtourbed, whether he wil ſue a writ of Quare impedit, or of darreine preſẽtment. The ſame ſhalbe obſerued in aduouſons dimiſed for terme of lyfe, or yeres, or in fee taile. And from henſeforth in writtes of Quare impedit, and darreine preſentment, damages ſhalbe awarded, that is to witte, if the tyme of ſire monethes paſſe, ſo that the byſhop do preſente, and the very patrone leſeth his preſentacion for that tyme, damages ſhalbe awarded for two yeres value of the churche. And if the. vi. monethes be not paſſed, and the preſentment be deraided within the ſaide tyme, then damages ſhall be awarded to the halfe yeres value of the churche. And if the diſtourbour haue not whereof he maie recompence damages, in caſe where the biſhoppe preſenteth by lapſe of tyme, he ſhall be puniſhed by two yeres impriſonment. And if the aduouſon be deraigned within the halfe yere, yet the diſtourbour ſhall be puniſhed by the impriſonment of halfe a yere. And from henſeforth writtes ſhall be graunted for

Shiriffe.

Damages.

Diſtorbour.

chapels, prebendes, vicarages, hospitals, abbeies, priories, and otherhouses, which be of ꝑ aduousons of other men, that haue not ben vsed to be graunted before. And when the person of any churche is disturbed to demaund tithes in the nexte parishe by a writte of Indicauit, the patrone of the person so dysturbed, shall haue a writ to demaunde the aduouson of the tythes, being in demaunde, and when it is detained, then shall the plea passe in the court christien, as farforth as it is detaigned in the kinges courte. When an aduouson discendeth vnto parceners, thoughe one presente twise, and vsurpeth vpon his coheire, yet he that was negligent, shal not be clerely barred, but an other tyme shal haue his tourne to presen when it falleth.

Tithes.

Cap. vi. Voucher. Warrantee.

¶ When any demaundeth lande againste an other, and the party that is impleded, voucheth to warranty, and the warrantour denieth his warrauntie and the plea hangeth long betwene the tenaunt and the warrantour: And at length when it is tried, that the vouche is bounden to warrantie by the lawe and custome of the realme hetherto vsed, there was none other punishment assigned for the vouche, that denied his warrantee, but onely that he shulde warrantise, and shuld be amerced, because he did not warrant before, whiche was preiudicial vnto the demaundant, because he suffred oftentimes gret delaies by collusion betwene the tenant and the warrantour. Wherfore our soueraine lorde the kyng hath ordeined, that lyke as the tenaunt shulde lese the land being in demaund, in case where he vouched, and the vouchee could discharge him selfe of the warrantee, in the same wyse shall the warrantour lese, in case where he denieth his warrantee, and it be found and tried against him that he is bounden to warrantise. And if an inquest be depending betwene the tenant and the warrantour, and the demaundant will requyre a writ for to cause the iurie to come, it shalbe graunted him.

Cap. vii. Admesurement ment of dower. Gardeine.

¶ A writte of admesuremente of dower shall be from henceforthe graunted to a wardeine, neither shall the heire when he cometh to full age, be barred by the suite of suche a wardeine, that sueth againste the tenaunt in dower feignedly and by collusion, but that he maie admesure the dower after as it oughte to be admesured by the lawe of the lande. And as well in this writte as in a writ of admesurement of pasture more spedy proces shal bee awarded then hath bene vsed hetherto, so that when it is come vnto the greatte distresse, daies shall be geuen, within whiche two counties maie be holden, at the whiche open proclamacion shal be made, that the defendant shall come in at the daie conteined in the writte, to aunswere to the plaintiffe, at whiche daie if he come in, the plea shall passe betwene them. And if he doe not come, and the proclamacion be returned by the shiriffe in maner aboueraide, vpon his defaut thei shall make admesurement.

Cap. viii. Admesurement of pasture.

¶ Where as by a plea moued vpon a writ of admesurement of pasture, the pasture was sometyme admesured before the Iusticers, sometyme before the shiriffe in the countie, and it chaunced many tymes after such admesurement made the pasture to be ouer charged againe by him that firste did it, with mo beastes then he ought to kepe, wherupon no remedy hath bene yet prouided: It is ordeined, that vpon the second ouer charge the plaintiffe shal haue

remedy

remedy in this maner: If the admesurement were before the Justicers, the playntyffe shall haue a writte Judiciall, that the shyrryffe in presence of the parties beynge somoned (if they wyll come) shall inquere vpon the seconde ouercharge, whiche if it be founde, it shall be retourned before the Justicers vnder the seales of the shyrryffe and of the iurrours: And the Justycers shal awarde the plaintiffe damages, and shal put in the extreates the value of the bestes, whiche were put into the pasture after suche admesurement aboue the due nounbre, and shall deliuer the extreates vnto the baronnes of the eschequer, wherof they shal aunswere vnto the kyng. If suche admesurement be made in the countie, than at the request of the playntyffe a writ shal go out of the chauncery, that the shiriffe shal inquire vpon suche maner of ouercharge and for the bestes being put in, aboue the due nunbre, and for the value of them he shal aunswere to the king at the eschequer. And lest the shiriffe might defraud the kyng in this case, it is agreed, that al such wryttes De secunda superoneratione, that passe out of the chancery, shalbe inrolled, and at the yeres ende the transcriptes shalbe sent into the eschequer vnder the chauncellours seale, that the tresourer and barons of the eschequer may se, howe the shiriffe shall answere of the issues of such writtes. In the same wyse writtes of redisseisin shalbe inrolled and sent into the eschequer at the yeres ende.

Shiriffe.

Eschequer. Reddissin.

¶ when chiefe lordes distreyne in their fee for customes and seruices to their due, and there is a meane, which ought to acquite the tenaunt, sythens it lyeth not in the mouthe of the tenaunte, after that he hath repleuied the dystresse, to denye the demaunde of the chiefe lorde, whiche auoweth in the kynges courte, that the distresses is lawfully taken vpon his tenaunt, whiche is vpon the meane, and many haue ben sore greued by suche distresses, in so muche as the meane (notwithstandynge that he hath sufficient, wherby he may be distreigned) doth make longe delayes, before he wyl come into the court to aunswere for his tenaunte vnto the writte of meane, and moste harde of all when the meane had nothynge. In case also when the tenaunte was redy to do his seruyces and customes vnto his lorde, and the chiefe lorde wold refuse to take suche seruices and customes by the handes of any other then of his nexte tenaunt, and so suche tenantes in demeane loste somwhiles the profites of theyr landes for a tyme, and somwhyles for their hole tyme, and hytherto no remedy hath bene prouyded in this case: A remedy is prouided & ordeyned in this fourme, that so sone as the tenãt in demeane (hauing a meane betwene him and the chiefe lord) is distreigned, incontinent the tenant shall purchase his writ of meane And if the meane hauyng land in the same countie, absent him selfe vntill the great distresse be awarded, the plaintiffe shal haue suche daie geuen him in his writ of great distresse, afore the commynge wherof two counties maie be holden, and the shiriffe shalbe commaunded to distreine the meane by the great distresse, like as it is conteined in the writte, and neuerles the shiriffe in two ful counties shal cause to be proclaimed solempnly, that the meane do come at a day conteined in the writ, for to answere his tenant, at which daie if he come, the plea shall passe betwene them after the common vsage. And if he do not come, then shal he lese the seruices of his tenant, and

Cap. ix.

Distresse.

Meane.

Shiriffe.

from

from thenceforth, the tenaunte shall not aunswere him in any thinge, but, the same meane beynge excluded, he shall answere vnto the chiefe lorde for suche seruyces and customes, as in the meane vsed to do before that tyme. Neyther shall the chiefe lorde haue power to distreigne, so longe as the aforesayde tenaunte do offer him the seruices and customes due. And if the chiefe lorde exacte more then the meane oughte to do, the tenaunt in such case shall haue against him all suche exceptions as the meane shulde. And if the meane haue nothynge within the kynges dominion, the tenaunte shall neuertheleſſe purchase his writte of meane, to the shyryffe of the same shyre, wherein he is distraigned. And if the shiriffe retourne, that he hath nothyng, wherby he may be somoned, then shall the tenant sue his writ of attacheinent. And if the shiryffe retourne, that he hath nothynge for to be attached by, he shall neuertheles sue his writ of great distres, and proclamacion shalbe made in fourme aboueſaide. And if the meane haue no land in the shyre, where the distreſſe is taken, but hath lande in some other shyre, then a writte original shal ysſue to somon the meane, vnto the shyriffe of the same shyre (where the distreſſe is taken) and when it is retourned by the shyryffe, that he hath nothynge in his shyre, a writte iudiciall shall ysſue to somon the meane, vnto the shyriffe of the same shyre, in whiche it shall be testified that he hath lande, and suite shal be made in the same shyre, vntyll they haue passed vnto the great distres, and proclamacion as aboue is sayde, where the meane hath land in the same shire in which the distreſſe is taken. And neuertheles suite shalbe made in the same shyre, where he hath nothynge, as aboue is sayde of the meane, that hath nothynge, vntyll the proces come to the great distreſſe and proclamacion, & so after proclamacion made in bothe countyes, the meane shall be foriudged of his fee and seruice. And where it hapeneth many tymes, that the tenaunte in demeane is inforced to holde by leſſe seruice, than the meane ought to doe vnto the chiefe lorde, when after suche proclamacion the tenaunt hath attourned to the chiefe lorde, and the meane beynge excluded, the tenaunte must of necessitee aunswere vnto the chiefe lorde for all suche seruices and customes, as the meane was wonte to do to him. And after that the meane is come into the courte, and hath confeſſed, that he oughte to acquyte his tenaunte, or be compelled by iudgement to acquite, if after suche confeſſion or iudgemente it is complayned, that the meane doth not acquite his tenaunt, then shall ysſue a writte iudiciall, that the shyryffe shall distraygne the meane to acquite the tenaunt, and to be at a certaine day before the Iusticers, for to shewe why he hath not acquyted him before, and when they haue proceded vnto the gret dystres, the playntyffe shalbe hearde. And if the playntiffe can proue, that he hath not acquyted him, he shal yelde damages, and by award of the court, the tenant shall go quite from the meane, and shal attourne vnto the chiefe lord. And yf he come not at the fyrſt dystres, a writ shal go forth to distreigne hym agayne, and proclamacion shal be made, and as sone as it is retourned, thei shal procede to iudgement as before is sayde. And it is to be vnderſtanden, that by this eſtatute tenauntes are not excluded, but they shal haue a warrantie of the meanes & their heires, if they be impleded as they haue had before,

Demeane.

Warranty.

nor

nor also the tenauntes, but that they may sue agaynst their meanes, as they vsed heretofore, if they see that their processe maie be more auaylable by the olde custome, than by this estatute. And it is to witte, that by this estatute no remedy is prouided to any meanes, but onely in case where there is but one onely meane betwene the lord that distreigneth, and the tenaunt, and but in such case where the meane is of full age, and but in suche case where the tenaunt may attourne vnto the chiefe lorde without preiudice of an other then of his meane, whiche is spoken for women, holdyng in dower, and tenauntes by the curtesie, or otherwyse for terme of life, or in fee tayle, vnto whom for certayne causes, remedy is not yet prouyded, but (god wyllyng) there shal be at an other tyme. Dower.

Cap. x.

Where as in the circuite of Justicers, it was proclaymed, that all suche as wolde deliuer writtes, shulde delyuer them within a certayne tyme, after whiche no writte shulde be receyued: many trustynge vpon the same, and tarrienge vntyll the sayde tyme, and no writte serued vpon them, departed by lycence of the sayde Justycers, after whose departure theyr aduersaries perceyuynge theyr absence, delyuered theyr writtes in wake, which many tymes by fauour, and sometymes for rewardes be receyued of the shyriffe and they that thought to haue departed quyte, lese their landes. For the remedy of suche fraude, from henceforth the kynge hath ordeyned, that the Justycers in their circuites shall appoynt a tyme of fiftene daies, or a moneth or a tyme more or lesse (after as the countie shall happen to bee more or lesse) within whiche tyme it shall be openly proclaymed, that all suche as will delyuer theyr writtes, shall deliuer them before the same tyme. And when the tyme commeth, the shyriffe shall certifie the chappters before the Justicers in eyre, howe many writtes he hath and what, and that no writte be receyued after the same tyme: and if it be receiued, the processe issuynge therupon shalbe of none effecte, but onely that a writte abated, any tyme durynge the circuite shall be amended. Also writtes of dower of men that died within the somons of the circuite, assyses of darrayne presentment, Quare impedit, of churches vacant, within the foresayde sommons, shall be receyued at any tyme before the departure of the Justicers. Also writtes of nouell disseisin shall be receyued in the circuite of Justycers. The kyng of his speciall grace graunteth, that suche as haue lande in dyuers shyres, where the Justycers make their circuite, and that haue lande in shyres where the Justycers haue no circuite, that feare to be impleded, and are impleded of other landes in shyres, where they haue no circuite, as before the Justycers at westmynster, or in the kynges benche, or before Justicers assygned to take assyses, or in any countie before shyryffes, or in any courte baron, may make a generall attourney to sue for them in all pleas in the circuite of Justicers moued, or to be moued for them or agaynst them, durynge the circuite, which attourney or attournies shall haue full power in all pleas moued durynge the circuite, vntyll the plea be determined, or that his mayster remoue hym, yet shall they not be excused therby, but that they shalbe put in iuries and assises, before the same Justicers. Declineynge of writtes. Shyriffe. Attourney. Circuite.

Concer-

Cap.xi.
Receiuers.
Auditours.
Accompte.

¶ Concernynge seruauntes, bayliffes, chaumberlaynes, and all maner of receyuours, the which are accountable. It is agreed and ordeyned, that when the maisters of suche receiuours do assygne auditours to take their accompt and they be founde in arrerages vpon their accompte (all thynges allowed whiche ought to be allowed) their bodies shall be arested, and by the testimony of the auditours of the same accompte, shalbe sent vnto the nerte gaile of the kynges in those parties, and shalbe receyued of the shyriffe or gaylour, and imprisoned in yron and vnder sauf custody, and there shal remaine at their owne coste, vntill they haue satisfied their maister clerely of arrerages. Neuertheless if any person beynge so committed to prison dooe complayne, that the auditours of his accompte haue greued hym vniustly, chargynge hym with receites that he hath not receyued, or not allowynge hym expences, and lyberaties reasonable, and can fynde frendes that wyl vndertake to bryng hym before the barons of the eschequer, the partie shall bee bayled vnto them. And the shyryffe (in whose prison he is kepte) shall geue knowledge vnto his maister, that he appere before the barons of the eschequer at a certayne daye, with the rolles and tayles, by whiche he made his accompte, and in the presence of the barons or the auditours, that they shall assygne him, the accompte shall be rehersed, and iustice shall be done to the parties, so that if he be founde in arrerages, he shall be committed to the Flete, as aboue is said. And if he flee and wyl not geue accompt willingly as is conteined in other statutes, he shalbe distraigned to come before the Iustyces to make his accompt, if he haue wherof to be distreyned, and when he commeth to the courte, auditours shalbe assigned to take his accompte, before whom if he be found in arrerages and can not pay the arrerages forth with, he shal be committed to the gaile in maner aforesayd. And if he flee, and it be returned by the shyryffe, that he can not be founde, exigentes shal go agaynste hym from county to county, vntill he be outlawed, and the prisoner shal not be repleutable. And let the shyreffe or gaylour take hede, if it be within a fraunchise or without, that he do not suffer him to go at large by the common writ called replegiare, or otherwise without assent of his maister. And if he do, and therof be conuicte, he shalbe answerable to the partie greued of the damages done to hym by such his seruaunt, after as it may be founde by the countre, and shal haue his recouery by a writ of det. And if the gaylour haue not wherwith he may be iustified, or not able to paie his dette, his superiour that commytted the custodie of the gayle vnto hym, shall be aunswerable by the same writte.

Shiriffe.

Distresse.

Gaylour.
Repleg. are.

Dette.

Cap.xii.
Appeale.

¶ For as muche as many throughe malyce intendynge to greue other, do procure false appeales of murder and felony to be sued by appellours, haupynge nothynge to satisfie our souerayngne lord the kynge, nor to the parties appealed for the damages sustayned by their false appeale: It is ordeyned, that when any beynge appealed of felony surmised vpon hym, doth acquite him selfe in due maner, eyther at the suyte of the appellour, or the kynges: the iustices, before whom the appeale was herde and tryed, shall punyshe the appellour by a yeres imprisonment, and the appellours shall neuer

Appellour.

neuertheleſſe reſtore to the parties appealed their damages accordyng to the diſcrecion of the Juſticers, hauynge reſpecte to the pryſonment and trouble that the partie hath ſuſteined by reaſon of ſuche appeales, and to the ſclaunder and infamy that thei haue incurred by the impryſonment or otherwiſe, and ſhal neuertheleſſe make a greuous fine vnto the kyng: And if the appellours be not able to recompence the damages, it ſhalbe inquired by whoſe abetment and malice the appeale was commenced, if the partie appealed deſyre it. And if it be founde by the ſame inqueſte, that any man is abbettour thrꝛough malyce, at the ſuite of the partie appealed he ſhall be diſtrained by a iudiciall writ to come before the Juſticers. And if he be laufully conuicte of ſuche malicious abbetment, he ſhall be puniſſhed by impryſonment, and ſhall paie damages, as before is ſaide of the appellour. And from henſforth in appeale of the death of man, there ſhall no eſſoine lie for the appellour for any cauſe, in what ſo euer courte the appeale ſhall hap to be determined. Abbettour. Eſſoine.

¶ For as muche alſo as ſhiriffes kaynynge many tymes certaine perſones to be indited before them in their tournes of felonies and other treſpalles, do take diuers perſons that are not culpable nor laufully indited, and impryſon them, to the intent that thei maie exacte money from them, where as thei were not laufully indyted by twelue men. It is ordeigned, that ſhyriffes in their turnes, and in other places where thei haue power to enquire of treſpallers by the kynges precepte or by office, ſhall cauſe ſuche inqueſtes to be taken by laufull men, and by twelue at the leaſt, which ſhall put their ſeales to ſuch inquiſicions, and ſuche as ſhall be founde culpable by ſuche inqueſtes, thei ſhal take and impryſon as thei haue vſed afore tymes to do. And if thei do impryſon other then ſuche as haue ben indited by inqueſt: the parties impryſoned, ſhall haue their action by a writte of falſe impryſonment againſte the ſheriffes, as thei ſhoulde haue againſte any other perſon that ſhuld impryſon them without warrant. And as it hath ben ſaide of ſhyriffes ſo ſhall it be obſerued againſt the bailiffes of any fraunchiſe. Cap. xiii. Shyriffes. Inqueſtes. Falſe impryſonment. Bailyffes.

¶ Where as for waſte done in the inheritaunce of any perſon, by gardeins, tenauntes in dower, tenauntes by the curteſie, or otherwyſe for terme of lyfe, or yeres, a writte of prohibicion of waſte hath bene vſed to be graunted, by whiche writte many were deceiued, thinkynge that ſuche as had done the waſte ſhoulde not nede to anſwere but only for waſte done after the prohibicion to them directed: Our ſoueraigne lorde the kynge, to put this caſe out of doubte, from this tyme forthe hath ordeigned, that of all maner of waſte done to the damage of any perſon, there ſhall from henſeforthe not onely a writte of prohibicion, but alſo of ſomons, ſo that he of whoin complainte is, ſhall anſwere for waſte done at any tyme. And if he come not after the ſomons, he ſhall be attached, and after the attachement he ſhalbe diſtrained, and if he come not after the diſtreſſe, the ſhyriffe ſhall be commaunded, that in proper perſon he ſhall take with him twelue. &c. and ſhall go to the place waſted, and ſhall inquire of the waſte done, and ſhall returne an inqueſte, and after the inqueſt returned, thei ſhall paſſe vnto iudgement, lyke as it is conteined in the ſtatute made at Gloucester. Cap. v. Cap. xiiii. Waſte. Prohibicion. Shiriffe.

Cap.xv. Infant. Eloinement.

¶In euery case where as such as be within age mai sue, it is ordeined, that if such be eloigned, so that thei can not sue personally, their next frendes shal be admitted to sue for them.

Cap. xvi. Infant. Feffement.

¶In case where inheritaunce discendeth to one beinge within age of the fathers syde, that helde of one lorde, and the mothers syde that helde of an other lorde, there hath ben hetherto great doubte for the mariage of such an heire to which of them two lordes it shuld belong: It is agreed, that the same lorde shall from henseforth haue the mariage, of whom the childes auncetour was first infeffed, not hauing respecte to the sere, nor to the quantitee of the lande, but onely to the more auncient feffemet by knightes seruice.

Ca. xvii. Essoine.

¶In the circuite of the iusticers an essoine De malo lecti, shall not be from henseforthe allowed for landes in the same shyre, onelesse he that caused him selfe to be essoined, be sicke in dede, for if the demaundant excepte, that the tenaunt is not sicke, nor in suche plite, but that he maie come before the Iusticers, by exception shalbe admitted. And if it can be so proued by inquest, the essoine shalbe turned to a defaut. And from henforth suche essoine shall not lie in a writ of right betwene two claiming by one dissent.

Cap.xviii. Dette. Spent.

¶Where dette is recouered or knowlaged in the kynges courte, or damages awarded, it shall be from henseforth in the election of hym that sueth for suche dette or damages, to haue a writte of Fieri facias vnto the shiriffe, for to leuy the dette vpon the landes and goodes of the dettour, or that the shyryffe shall deliuer to him all the landes and goodes of the dettour, (saunge onely his oxen and beastes of his plough) and the one halfe of his lande vntill the det be leuied vpon a reasonable price and extent. And if he be put out of the lande, he shall recouer by a writ of nouell disseisin, and after that by a writ of disseisin if nede be.

Cap.xix. Dette. Ordinarie.

¶Where as after the death of a person beinge intestate, whiche is bounden to some other for dette, the goodes come to the hands of the ordinary to be disposed: The ordinarie from henseforthe shalbe bounde to answere as farforth as the goodes of the dede will extende, in suche sorte as the executours shuld haue ben bounden, if the partie had made testament.

Cap.xx. Mortdauncestour.

¶Where as the Iusticers in a plea of Mortdauncetour haue vsed to admitte the aunswere of the tenaunt, that the plaintiffe is not nerte heyre of the same auncetour, by whose death he demaundeth the lande, and is redy to enquere the same by assyse: It is agreed, that in writtes of cosinage, auel, and besaill, which be of the same nature, his answere shall be admitted and inquired, and according to the same inquisition, thei shal proceede to iudgement.

Cap.xxi.

¶Where as in a statute made at Gloucester it is contained, that if any leasse his lande to an other to pate the halue of the fourth parte of the land or more, the lessour or his heire after that the paiment hath ceassed by two peres shall haue an action to demaunde the lande so leassed in demeane. In like maner it is agreed that if any withholde from his lorde his due and accustomed seruice by the space of two peres, the lord shal haue an action to demaund the lande in demeane by suche a writte. Precipe A, quod iuste & sine dilatione reddat B, tale tenementum quod A, de eo tenuit per tale seruicium, & quod predictum B, reuerti debet

eo quod

eo, ꝙ predictus A, in faciendo predictum ſeruicium per bienni um ceſſauit vt dicitur

And not onely in this caſe, but alſo in the caſe wherof mencion is made in the ſaide ſtatute of Glouceſter, writtes of entre ſhall be made for the heire of the demaundaunt againſt the heire of the tenaunt, and againſt them to whō ſuche lande ſhalbe alened.

Cap. xxii. Where as two or mo do holde woode, turfelande, or fyſhynge in common wherein none knoweth his ſeuerall, and ſome of them do waſte againſt the myndes of the other, an action may lie by a writte of waſt. And whan it is paſſed vnto the iudgemente, the defendaunte ſhall chooſe eyther to take his parte in a place certayne by aſſignement of the ſhirffe, and by the viewe and othe of his neyghbours ſworne and tried for the ſame intent, or elles he ſhall graunt to take nothyng from henſforth in the ſame wood turfeland, and ſuch other. but as his fellowes wyll. And if he do chooſe to take his part in a place certayne, the place waſted ſhall be aſſygned for his parte after as it was before the waſte done. And there is ſuche a writte in this caſe, that is to ſay.

Cum A, & B, teneant boſcum pro indiuiſo, B, fecit vaſtum. &c.

Cap. xxiii. Accompte. Executours from henſeforth ſhall haue a writte of accompte, and lyke action and proceſſe in the ſame writte, as their teſtatour had and ſhuld haue if he had lyued.

Cap. xxiiii. In caſes where as a writte is graunted out of the chauncery for a thyng done to the noyſaunce of an other, the playntiffes from henſeforth ſhall not departe from the kynges courte without remedy, becauſe the lande is alened from one to an other. And in the regiſter of the chauncery there is no ſpecyall writte founde in this caſe, as of a houſe, a walle, a mercatte, but the writte is graunted agaynſt hym that fyrſt leuied the noiſaunce. And though the houſe, walle, or ſuche lyke be alened to an other, the writte ſhall not bee denyed, but from henſeforth, where in one caſe a writte is graunted, in lyke caſe when like remedy fayleth the writ ſhalbe made as hath bene vſed before.

Queſtus eſt nobis A, quod B, iniuſte. &c. leuauit domum murum, mtrcatum, & alia que ſunt ad nocumentum liberi tenementi ſui. &c.

And if ſuch thiges leuied be alened from one to an other, ꝑ writ ſhalbe thus. Queſtus eſt nobis A, quod B, & C, lenauerunt. &c. In lyke maner as a perſon of a churche may recouer common of paſture by a writte of nouell diſſeiſin, lykewyſe from henſeforth his ſucceſſour ſhall haue a Quod permittat, againſt the diſſeyſour or his heire, thoughe a like writte were neuer graunted out of the chauncery before. And in like maner as a writte is graunted to trie whether lande be the free almes of ſuche a chruche, or elles laye fee: euen ſo from henſeforth a writ ſhall be made to trie, whether it bee the free almes of this churche, or of an other churche, if it bee alyened to the poſſeſſion of an other church. And from henſforth as often as it ſhall fortune in the chauncery, that in one caſe a writte is founde, and in like caſe fallynge vnder lyke lawe, and requyryng lyke remedy is found none: the clerke s of the chauncery ſhal agre in makynge the writte, or the plaintiffes may adiourne it vntyll the nexte parlyament, and let the caſes be written in whiche they can not agree, and let them refer them ſelues vntill the next parliament, by conſent of men lerned

ned in the lawe, a writte shall be made, lest it might happen afterwarde that the kynges court shuld fayle to minister Justice vnto complaynauntes.

Cap xxv. For as muche as there is no writte in the chauncery, wherby plaintiffes can haue so spedy remedy, as by a writte of nouell disseisin, our soueraygne lorde the kynge, to the intent that Justice may be more spedely mynystred, and that delayes in pleas may be abridged and taken away, graunteth, that a writte of noueldisseisin shall holde place in mo cases then it hath done here tofore, and graunteth that for estouers of wood, profit to be taken in woodes by gatherynge of nuttes, acornes and other fruictes, for a corodie, for delyuery of corne and other vitayles and necessaries to be receiued yerely (in a place certayne) tolle, tronage, passage, pontage, pawnage, and suche lyke to be taken in places certayne, keppynges of woodes, parkes, forestes, chaces, warrens, yates, and other baylywekes, and offices in fee, from henceforth an assise of nouel disseisin shal lie. And in all the cases afore rehersed the writ shall be De libero tenemento. And as before tymes it hath lyen and holden place for common of pasture, so shall it from henceforth holde place for commō of turfelande, fyshynge, and suche lyke commons, which any man hath appendaunte to freholde, or without freholde by specialt dede, at the leaste for terme of lyfe. In case also when any holdynge for terme of yeres, or in warde alieneth the same in fee, and by suche alyenacion the freholde is transferred to the feffee, the remedy shalbe by a writte of nouel disseisin, and as well the feffour as the feffee shalbe had for disseysours, so that durynge the lyfe of any of them, the sayde writte shall holde place. And if by the death of the parties remedy happen to fayle by that writ, then remedy shalbe obtayned by a wryt of entre. And albeit that aboue mencion is made of some cases wherin a writ of nouel disseisin helde no place before, let no man thynke therfore that this wryt lyeth not now where it hath lien before. And though some haue doubted whether a remedye be had by this wrytte, in case where one comoneth in the seuerall of an other, lette it be had for certayne, that a good and a sure remedy is geuen in that case by the sayd writte. Lette them that be named disseysours beware from henceforth, they alledge not false exceptions, whereby the takynge of the assyse may be deferred, sayenge that an other tyme an assyse of the same land passed betwene the same parties, or sayeng and lyeng that a wryt of more hyghe nature hangeth betwene the same parties for the same lande, and vpon these and lyke matters do vouche rolles or recordes to warranty, to the ende that by the same vouchynge they may take awaie the vesture of the lande, and receyue the rentes and profyttes, to the greate damage of the playntyffe. And where before none other peyne was lymytted agaynst hym that falsely had alledged suche vntrue exceptions, but onely that after suche false surmyses disproued, the assyse shulde passe: Our soueraygne lorde the kyng to whom suche false exceptions be odious, hath ordeined, that if any beynge named disseisour do personally alledge the exception at the day to hym geuen (if he fayle of the warranty that he hath vouched) he shall be adiudged for a disseisour without takynge of the assyse, and shall restore the damages before inquyred, or to be inquered after the double, and

Assises of nouel disseisin.

Alienation.

Disseisors.

Execution.

Voucher.

shall

ſhal neuertheles haue a yeres impriſonment for his falſhod. And if the exception be alledged by a bailiffe, the takynge of the aſſyſe ſhal not be delaied therfore, nor the iudgement vpon the reſtitution of the landes and damages. Prouided neuertheleſſe, ỹ if the maiſter of ſuche a bailiffe, that was abſent, come afterwarde before the ſame Juſticers, that toke the aſſiſe, and offer to proue by the recorde and rolle, that an other tyme an aſſiſe paſſed betwene the ſame parties for the ſame lande, or that the plaintiffe at an other tyme did withdrawe his ſuite in a lyke writ, or that a plea hangeth by a writ of more highe nature: a writte of Venire facias ſhall be made to him vpon the ſame recorde, and when he hath the ſame, and the Juſticers do perceiue, that the recorde ſo ſhewed by him before the iudgement ſhulde be ſo auailable, that the plantiffe by force of the ſame ſhulde be barred of his action: the Juſticers ſhall awarde immediately a Scire facias againſt him that firſt recouered, that he be afore them at a certaine daie: at the whiche the defendaunt ſhall recouer his ſeaſin and damages (if he ought to haue paied any by the firſte iudgement) with the damages alſo that he had after the firſte iudgement geuen, whiche he ſhall recouer to the double as before is ſaide, and he that firſte recouered ſhall be puniſſhed by impriſonment after the diſcrecion of the Juſticers. In the ſame maner if the defendaunt, againſte whom the aſſyſe paſſed in his abſence, ſhewe any dedes, or releaſſes, vppon the makynge wherof: the iury were not examined, nor coulde be examined, becauſe there was no mencion of lykelyhode made of them in pledynge, and might be ignorant of the makynge of thoſe writynges: The Juſticers vppon the ſight of thoſe writinges ſhall awarde a Scire facias to the party that recouered, that he appere before them at a certaine daie, and ſhall cauſe the iurours of the ſame aſſiſe to come. And if thei fynde thoſe writynges true by their verdit, or by inrolment, he that purchaſed the aſſiſe contrary to his owne dede ſhall be puniſſhed by the peine aforeſaid. Neither ſhall the ſhyriffe from henſeforthe take an ore of the diſſeiſie, but of the diſſeiſour onely, and if there be many diſſeiſours named in one writte: yet ſhall he be contented with one ore, nor ſhall not ake any ore but of fyue ſhillynges pryce, or the value.

Bailiffe.

Damages.

Shyriffe.

¶ In writtes of reddiſſeiſi from henſeforthe the double damages ſhalbe awarded, and the reddiſſeiſours ſhall not be repleuiable hereafter by the common writte. And lyke as in the ſtatute of Merton the ſame writte was prouided for ſuche as were diſſeiſed after thei had recouered by aſſyſe of nouell diſſeiſin, of Mortdauncetour, or other iuries reuen ſo from henſforth the ſame writ ſhall further holde place for them that haue recouered by defaute, reddicion, or otherwiſe without recognicion of aſſiſes or iuries. Cap. xxvi. Reddiſſeiſm.

¶ After ſuche tyme as any hath put him ſelfe to any inqueſt, an eſſoine ſhall be allowed him at the nexte daie, but the other daies folowyng the takynge of the inqueſt ſhal not be delaied by the eſſoine, whether he were eſſoined before or no. Neither ſhal any eſſoine be allowed after the daie geuen by Prece partium, in caſe where the parties conſent to come without eſſoine. Cap. xxvii. Eſſoine.

¶ Where as by the ſtatute of Weſtminſter firſte, it was prouided that after Ca. xxviii.

the

Effoine.

the tenauntes haue ones appered in the courte, no effoine ſhalde be allowed them in writtes of aſſiſes. In lyke maner it ſhall be from henſeforth obſerued againſt the demaundantes.

Cap.xxix. Treſpas.

¶ A writte of treſpas (Ad audiendum & terminandum) from henſeforthe ſhall not be graunted before any Juſticers, except Juſticers of either benche and Jucicers in Eire, or elles it be for an hainous treſpas, where it is neceſſary to ſet ſpedy remedy: and our ſouereaine lorde the kynge of his ſpeciall grace hath thought this good to be graunted. And from henſeforth a writ (to here and determine appeales before Juſticers aſſigned) ſhal not be graunted but

Appeales.

in a ſpecial caſe, and for a cauſe certaine, when the kynge commaundeth, but leſte the parties appealed or indited be kepte longe in priſon, thei ſhall haue a writte of Odio & atia, lyke as it is declared in Magna carta and other ſtatutes.

Cap. xxx. Aſſyſes.

¶ From henſeforthe two Juſticers ſworne ſhall be aſſigned, before whom and none other, aſſiſes of nouel diſſeiſin, Mordauncetour, and atteintes ſhall be taken, and ſhall aſſociate with them two, or one of the diſcretiſte knightes of the ſhyre into whiche thei ſhall come, and ſhal take the foreſaide aſſiſes: and attaintes but thrife in the yere at the moſt, that is to ſaie, Firſt betwene the quinzyme of ſainct John Baptiſt, and the gule of auguſt, and the ſecond tyme, betwene the feaſt of the exaltacion of the Croſſe, and the vtas of ſaint Mychell, and the thirde tyme betwene the feaſt of the Epyphany, and the feaſte of the purificacion. And in euery ſhyre at euery takynge of aſſyſes, before their departure, thei ſhall appoint the date of their retourne, ſo that euery one of the ſhyre maie knowe of their comminge, and ſhall atourne the aſſiſes from terme to terme, if the takynge of them be deferred at any daie by vouchinge to warrauntie, by eſſoine, or by defaute of iurrours. And if thei ſee that it be profitable for any cauſe that aſſiſes of Mordauncetour beinge reſpited by eſſoine, or voucher ought to be adiourned in to the benche: it ſhall be lefull for them to do it, and then thei ſhal ſende the recorde with the originall writte before the Juſticers of the benche. And whan the matter is come to the takynge of the aſſiſe, the Juſticers of the benche ſhall remit the matter to the firſte Juſticers before whome the aſſiſe ſhall be taken. But from henſeforthe the Juſticers of the benche in ſuche aſſiſes ſhall geue foure daies at the leaſte in the yere, before the ſaide Juſticers aſſigned for to ſpare expence and labour. Inquiſicions of treſpas ſhall be determined before the Juſticers of both benches, except the treſpas be ſo hainous that it ſhall require great examinacion. Inquiſicions alſo of other pleas pleaded in either of the benches ſhall be determined before them wherin ſmall examinacion is required, as when the entre or ſeaſon of any is denied, or in caſe when one article is to be inquired. But inquiſicions of many and great artycles the whiche require great examinacion, ſhall be taken before Juſticers of the benche except that bothe parties deſyre that the inquiſicion maie be taken afore ſome of the aſſociates, when thei happen to come in to thoſe parties, ſo that from henſforth it ſhall not be done but by two iuſticers, or one with ſome knight of the ſhyre, vpon whom the parties can agree. And ſuch inquiſicions

ons shal not be determined before any Justicers of the benche, onles a date and a place certaine be appointed in the shire in presence of the parties, and the date and place shalbe mencioned in a mis Judicial by thole wordes: Præcipimus tibi, quod venire facias coram Iusticiariis nostris apud Westmonasterium in octauis sancti Michaelis (nisi ralis & talis, tali die & loco ad partes illas prius venerint) duodecim. &c. And when such maner of inquestes be taken, they shal be returned into the benche, and there shal iudgement be geuen and inrolled. And if any inquisicions bee taken otherwise then after this fourme, they shall be of no effecte, excepte that assise of darreyne pzesentment, and inquicions of Quare impedit shalbe deliuered in their owne shire before one Justicer of the bench, and one knight, at a date and place certaine in the benche assigned, whether the defendant consent oz not, and there the iudgement shalbe geuen immediatly. All Justicers of the benches from henseforth shall haue in their circuites clerkes to inrolle all pleas pleded before them, like as they haue vsed to haue in tyme passed. Also it is ordeyned, that the Justicers assigned to take assises, shall not compell the iurours to say precisely, whether it be disseisin oz not, so that they declare the trewth of the deede, and require aide of the Justicers. But if they of their owne head wil saie, that it is disseisin, their verdit shal be admitted at their owne peril. And from henseforth the Justicers shall not put in assises oz iurtes any other, then were somoned to the same at the first.

Justicers of the Benche. Enrollement. Disseisin. Iurie.

¶ When any that is impleded before any Justicers, doth alledge an exception, praieng, that the Justicers wil allowe it, whiche if they wil not allowe, if he that alleged the exception do write the same exception, and require, that the Justicers will put to their seales for a witnes, they shall so doe and if one wil not, an other of the compante shal. And if the king vpon complaynt made against the Justicers cause the recozd to come before him, and the same exception be not found in the rol, and the plaintiffe shewe the exception written vnder the seale of a Justicer, the Justicer shalbe commanded to be redy at a certaine date either to confesse oz denie his seale. And if the Justicer can not denye his seale, thei shal procede to iudgement accozding to the same exception, and after as it ought to be allowed oz disalowed.

Cap. xxx. Exception.

¶ When religious men and other ecclesiasticall persones doe implede any, and the partie impleded maketh defaute, wherby he ought to leese the lande, for as muche as the Justicers haue thought hitherto, that if the party impleded make defaulte by collusion, that where the demaundaunt by occasion of the statute couldе not obteine seisin of the lande by title of gifte oz other alienacion, he shal nowe by reason of the defaute, and so the statute is defraubed: It is ordeined by our soueraigne lozde the kynge in this case, that after the defaulte made, it shall be inquired by the countrey, whether the demaundant had right in the thyng demaunded oz no, and if it be founde, that the demaundant had right, the iudgement shal passe with him, and shal recouer seisin: and if he had no right, the lande shall accrue to the next lozd of the fee, if he demaunde it within a yere from the time of the inquest taken. And if he do not demaunde it within the yere, it shal accrue to the next lozde aboue, if

Cap. xxxi. Collusion. Defaute.

he do demaunde it with in halfe a yere after the same yere. And so euery lorde after the next lorde immediate, shall haue the space of halfe a yere for to demaunde it succeslyuely, vntil it comes the kyng, to whom at length for lowe defaut of other lordes the land shall accrue. And to chalenge the surrours of the inquest euery of the chiefe lordes of the fees shall be admitted, and likewise for the kyng they that will, shall challenge. And after the iudgement geuen, the lande shall remayne in the kynges handes, vntyl it be deraigned by the demaundant or some other chiefe lorde, and the shiriffe shalbe charged to answere therfore at the eschequer.

Chalenge.

Shiriffe.

Cap.xxxii. Croffes. ¶ For as much as many tenantes set vp croffes, or cause to be set vp in their landes, in preiudice of their lordes, to thintent that the tenantes shuld defend them selues ageinst the chiefe lordes of the fee, by the priuileges of templars and hospitelers: It is ordeyned, that such landes shalbe forfait to the chiefe lordes or the kynge, in the same maner as is prouided for landes aliened in mortmayne.

Cap.xxxiii. Rauissment. ¶ It is prouided, that if any man from henseforth do rauishe any woman maried, mayde or other, where she did not consent neither before nor after, he shal haue iudgement of life and of membre. And likewise where a man rauisheth a woman maried, lady, damoisel, or other with force although she consent afterward, he shal haue such iudgement as before is said, if he be attainted at the kynges suite, for the kyng shal haue the suite. And for women caried awaie with the goodes of their husbandes, the king shal haue the suite for the goodes taken awaie. And in case the wife wilfully forsake hir husband, and go awaie, and continue with hir paramour, she shalbe barred for euer of action to demaund hir dower, that she ought to haue of hir husbandes landes, if she be conuict therupon, except that hir husband willingly and without coherction of the churche, reconcile hir, and suffre hir to dwell with hym, in which case she shalbe restored to hir action. He that carieth awaie a Nunne from hir house, although she consent, shalbe punished by thre peres imprisonment, and shall make conuenient settlfaction to the house, from whense she was taken, and neuertheles shal make fine at the kinges will.

Dower.

Ca.xxxiiii. Rauissment. de garde. ¶ Concerning children males or females (whose mariage belongeth to an other) taken and caried awaie, if the rauisshour haue no right in the mariage, though afterward he restore the child vnmaried, or els pay, for the mariage, he shal neuertheles be punished for his offence by two peres imprisonmente, and if he do not restore, or do marie the child after the peres of consent, and be not able to satisfy for the mariage, he shal abiure the realme, or haue perpetual imprisonment, and therupon the plaintiffe shal haue such a writ.

Si A, fecerit te securum de clamore suo. &c. tunc pone per vadium. &c. B, quod sit coram iusticiariis nostris. &c. ostensurus, quare talem hæredem infra ætatem existentem, cuius maritagium ad ipsum pertinet, tali loco inuentum rapuit & abduxit, contra voluntatem ipsius A, & contra pacem nostram. &c.

And if the heire be in the same countie, then this clause must be therto added.

Et diligenter inquiras, vbi ille hæres sit in ballua tua: Et ipsum (vbicunque inuentus fuerit) capias, & saluo & secure custodias, ita quod eum habeas coram præfatis iusticiariis

arijs noſtris ad præfatũ terminũ, ad reddendũ cui prædictorũ A, & B, reddi debeat. And ſute ſhalbe made againſt the partie, on whom complaint is made, vntil he come in by diſtreſſe, if he haue wherof he maie bee diſtreigned, or elles for his contumacy, in caſe he be not iuſtifiable, he ſhalbe outlawed. And if per caſe the heire be maried or caried into an other countie, then a writ ſhal be directed to the ſhirifſe of the ſame ſhyre in this fourme.

Queſtus eſt nobis A, ⁊ B, nuper talem hæredem infra ætatem & in cuſtodia ſua exiſtentem, tali loco in comitatu tali rapuit, & de comitatu illo ad talem locum in comitatu tuo abduxit, cõtra voluntatem ipſius A, et contra pacem. &c. Et ideo tibi præcipimus, ⁊ prædictum hæredem (vbicunq; eum in balliua tua inuenire poteris) capias, & ſaluo & ſecure eum cuſtodias, ita ⁊ eum habeas coram iuſticiarijs noſtris. &c. tali die, quam idem A, habet verſus prædictum B, ad reddendũ cui de iure reddi debeat. And if the heire happen to die, (before he be reſtored, or afore he can be found) the plea ſhal paſſe bitwene them neuertheles, vntyl it be tried who ought to haue had it, if he had ben liuing. Neither ſhall the rauiſhour be excuſed or eaſed of the punyſhment aforeſaide, by the death of the heire, whom he did withhold by wronge during his life. And if the plaintife die before the plea tried, if the right belonge to him by reaſon of his propre fee, the plea ſhalbe reſomoned at the ſuite of the heire, of the plaintiffe, and the plea ſhall paſſe in due orde. But if the right belonged to him by an other title, as by a title of gifte, ſale, or other like, then the plea ſhalbe reſomoned at the ſuite of the executours of the plaintiffe, and the plea ſhal paſſe as before is ſaid. In the ſame maner if the defendant die, before the plea be tried, or the plea be reſtored, the plea ſhal paſſe by reſomons betwene the plaintiffe, his heires or executors, and the executours of the defendant or his heires: if the executours be not ſufficient to ſatiſfie for the value of the mariage, after as it is conteined in other ſtatutes, but not as to the peine of impriſonment: for none ought to be puniſhed for the offence of an other. In the ſame maner when a plea hangeth betwene parties for the warde of lande, or of an heire, or of bothe, by the common writ that beginneth: Precipe tali, &c. ⁊ reddat. &c. Reſomons ſhalbe made betwene the heires and executours of the plaintiffe. And likewiſe the heires or executours of the defendaunt, if deathe preuente any of the parties afore the plea determined. And when thei haue paſſed vnto the great diſtreſſe, a daie ſhall be giuen, within whiche thre courtes maie be holden at the leaſte: in euery of whiche open proclamacion ſhall be made, that the deforeour ſhall come into the benche at the daie conteined in the writte, to aunſwere the plaintiffe: at which daie if he come not, and the proclamacion be ſo returned ones, twiſe, or thryſe, the iudgement ſhall paſſe for the plaintiffe, ſauing the righte of the defendant, if afterwarde he wil claime it. In the ſame maner it ſhalbe done in a writte of treſpas, when any complaineth him ſelfe to be ejected from ſuche wardeſhippes.

Reſomons.

Warde of lande or of heire.

¶ For as muche as lordes of courtes, and other that kepe courtes, and rewardes intendynge to greue their tenauntes, (where thei haue no lawfull meane ſo to do) procure other to moue matters againſt them, and to put in ſuertie and other pledges, or to purchaſe writtes, and at the ſuite of ſuch plain-

Cap. xxxv. Courtes.

tifes compell them to folowe the countie, hundred, wapentake, and other like, vntill thei haue made fine with them at their will: It is ordeined, that it shall not be so vsed hereafter. And if any be attached vpon such false complaintes, he shal replegie his distresse so taken, and shal cause the matter to be brought afore the iusticers, before whom if the shiriffe, bailiffe, or other lorde (after that the partie distreigned, hath formed his plaint, wil aduow the distres lawfully taken by reason of such complaintes made vnto them, and it be replied, that suche plaintes were moued maliciously againste the partie by the solicitacion or procurement of the shiriffe, bailiffe, or lorde, the same replicacion shall be admitted, and if thei be conuicte herevpon, thei shall make fine to the kynge, and neuertheleſſe restore treble damages to the parties greued.

Attachement.

Ca. xxxvi.

Bailiffe.

Distresse.

¶ For as muche also as to the bailiffes office it belongeth to take distresses, intending to greue their subiectes, that thei might exacte monei of them, do sende straungiers to take distresses, to the intent that thei wolde greue the tenantes, by reason that the parties so distrained, not knowing such persons, will not suffre the distresses to be taken: It is prouided that no distres shalbe taken, but by bailiffes sworne and knowen. And if thei take distresses otherwise, and therevnto be conuicte, if the parties greued will purchase a writ of trespas, thei shalbe restored to their damages, and be greuously punished towardes the kynge.

C. xxxvii.

Iurie.

¶ For as muche also as shiriffes, hundredars, & bailiffes of liberties haue vsed to greue their tenantes, putting in assises and iuries, men diseased and decrepite, and hauinge continual or sodeine disease, and men also y dwelled not in the countre at the time of the somons, and somon also an vnresonable multitude of iurours, for to extorte money from some of them, for lettinge them go in peace, and so the assises and iuries passe many tymes by poore men, and the riche men abide at home, by reason of their bribes: It is ordeined, that from henceforth in one assise no mo shalbe somoned then .xxiiii. And olde men aboue .lxx. yeres, beinge continually sicke, or being diseased at the time of the somons, or not dwelling in the countrei, shall not be put in iuries or pety assises, nor also shalbe put in assises and iuries, thoughe some ought to be taken in their owne shire, that maie dispende lesse then .xx.s. yerely. And if such assises and iuries be taken out of the shire, none shal passe in them, but that maie dispende .xl.s. yerely at the least, except such as be witnesses in dedes or other writinges, whose presence is necessarie, so that thei be able to trauaile. Neither shall this statute extende to great assises, in whiche it behoueth many times knightes to passe, not resident in the countrei, for the scarsitee of knightes: so that thei haue lande in the shire. And if the shiriffe, or his vnderbailiffes, or bailiffes of liberties, offende in any pointe of this statute, and therevpon be conuicte, damages shalbe awarded to the parties greued, and shal neuertheleſſe be amerced to the kyng. And Iustices assigned to take assises, when thei come into the shire, shall haue power to here the plaintes of all complainantes, as to the articles contened in this statute, and to minister iustice in forme aforesaide.

Grounde Assyse.

Shiriffe.

For

¶ Forasmuche as Justices, to whose office it belongeth to minister Justice to all that sue before them, are many tymes disturbed in due execucion of their office, for that shiriffes do not returne writtes originall and iudiciall, and also for that they make false returnes vnto the kynges writtes: Our soueraigne lorde the kynge hath prouyded and ordeyned, that suche as do feare the subtilitie of shiriffes, shall delyuer their writtes originall and iudiciall in the open countie, or agayne in the shyre, where the collection of the kynges moneys is, and make take of the shiriffe or vndershiriffe beinge present a bill, wherin the names of the demaundauntes and tenauntes mentioned in the writ, shalbe contened, and at the request of him that deliuered the writte, the seale of the shiriffe or vndershiriffe shall be put to the bill for a testimonie, and mencion shalbe made of the day of the deliueraunce of the writte. And if the shiriffe or vndershiriffe will not put his seale to the bill, the witnes of knightes and other credible persons beynge in presence, shall be taken, that put their seales to suche bill. And if the shiriffe wil not returne writtes deliuered vnto him, and complaint therof be made to the Justices, a writte iudiciall shall go vnto the Justicers assigned to take assises, that they shall inquire by suche as were present at the deliueraunce of the writte to the shiriffe, if they knewe of the deliuerance, and the inquest shal be returned. And if it be founde by the inquest, that the writte was deliuered to him, damages shall be awarded to the plaintiffe or demaundaunt, hauing respect to the qualitee and quantitee of the action, & to the peril that might haue come to him by reason of the delaie that he sustened, and by this meane there is remedy when the shiriffe returneth, that the writ came to late, wherby he coulde not execute the kynges commaundment. Oftentymes also pleas be delaied by reason that the shiriffe returneth, that he hath commaunded the bailiffes of some libertee, whiche did nothinge therin, and nameth liberties, that neuer had the returne of writtes, wherupon our soueraigne lorde the kyng hath ordeined, that the tresourer and barons of the eschequer shal deliuer in a rol al the liberties in al maner of shires that haue returne of writtes. And if the shiriffe answere, that he hath made returne to a bailiffe of a nother libertie, then is conteyned in the saide rol, the shiriffe shalbe forthwith punished as a disheritour of the king and his crowne. And if peraduenture he returne, & he hath deliuered the writ to a bailiffe of some libertee, that in dede hath returne, the shiriffe shalbe commaunded, that he shal not spare for no libertee, but to execute the kynges precept, and that he do the bailiffes to witte, to whom he returned the writ, that thei be redy at a daie conteined in the writ, to aunswere why thei did not execute the kynges precepte. And if thei come at the day & acquite them selues, that no returne was made to them, the shiriffe shalbe forthwith condemned to the lord of the same libertee, and likewise to the partie greued by the delay for to rendre damages. And if the bailiffes come not in at the date, or do not acquite them selues in maner aforesaid in euery iudicial writ, so longe as the plea hangeth, the shiriffe shall be commaunded to spare for no libertee. &c. Many tymes also shiriffes make false returnes as touchynge these articles, Quod de exitibus, &c. returning

C.xxxviii.

Shiriffe.

Returne of writtes.

Seale.

Libertie.

some tyme and leynge, that there be no issues, some tyme that there are fynall issues, when they make returne great, and some tyme do make mencion of no issues, wherfore it is ordeyned and agreed, that if the plaintiffe demaunde of the shiriffes returne, it shall be graunted hym. And if the office to auerre, that the shiriffe might haue returned greater issues then the kyng, he shall haue a writ iudiciall vnto the Iustices assigned to take assises, that they shall inquire in presence of the shiriffe (if he will be there) of what and howe great issues the shiriffe might haue made returne from the date of the writ purchased vnto the date contained in the writte. And when the inquest is returned, if he haue not afore answered for the whole, he shall be charged with the ouer plus by the estreates of the Iustices deliuered in the exchequer, and neuertheles shall be greuously amerced for the concelement; And let the shiriffe knowe, that rentes, corne in the grauge, and all moueables (except horse, harneis, and housholde stuffe) be contayned within the name of issues. And the kynge hath commaunded, that shiriffes shall be punished by the Iustices ones or twise (if nede be) for suche false returnes. And if they offende the third tyme, none shal haue to do ther with but the kynge. If they make also many tymes false answeres, returnyng that they could not execute the kynges precept, for the resistence of some great man: wherfore let the shiriffes beware from henseforth, for suche maner of answeres redounde much to the dishonour of the kyng and of his realme. And assone as his vnderbailiffes do testifie, that they founde suche resistence, forthwith al thinges set apart (taking with him the power of the shire) he shal go in proper person to do execution: And if he finde his vnderbailiffes false, he shal punish them by imprisonment, so that other by their example maie be reformed. And if he do fynd them true, he shal punishe the resisters by imprisonmente, from whense they shal not be deliuered without the kynges speciall commaundment. And if percase the shiriffe when he cōmeth, do finde resistence, he shal certifie to the courte the names of the resisters, ayders, consenters, commaunders, and inuourers, and by a writ iudicial they shalbe attached by the bodies to appere in the kinges court: and if they be conuict of such resistence, they shalbe punished at the kinges pleasure: neither shal any officer of the kinges medle in assigning the punishment, for our soueraigne lord the king hath reserued it especially to him self, because that resisters ben reputed disturbours of his peace and of his realme.

Retourne.

Resistence.

Ca. xxxix. Alienacion. Warrantie.

¶ Where any doth aliene the right of his wife, it is agreed, that from henseforth the suite of the wife, or hir heire after the death of hir husband, shal not be delaied by the nonage of the heire, that ought to warrantise, but let the purchaser tary, whiche ought not to haue ben ignorant, that he bought the right of another, vntyl the age of his warrantour, to haue his warrantie.

Cap. xl. Alienacion. Purchase.

¶ Our soueraigne lorde the kinge hath ordeined, that if abbottes, priours, kepers of hospitalles, and other religious houses, founded by him or by his progenitours, do from henseforth aliene the landes geuen to their houses by him, or by his progenitors: the lande shall be taken into the kynges handes, and holden at his will, and the purchaser shall leese his recouery as well of

the

the landes as of the moneie that he pated. And if the house were founded by an erle, baron, or other persones, for the landes so aliened, he, from whome, or from whose auncestour the lande so aliened was gyuen, shall haue suche a writ to recouer the landes in demeane: Præcipe tali Abbati, q̄ iuste. &c. reddat, G, F tale tenementum, quod eidem domui collatū fuit in liberam elemosinā per predictū G, vel antecessores suos, & q̄ ad predictū G, reuerti debet, per alienationē, quam prædictus Abbas fecit de prædicto tenemēto, contra formam collationis predictæ, vt dicit. In like maner for landes geuen for the maintenance of a chanterie, or of light in a churche, or chapel, or other almes to be mainteined, if the lande giuen be aliened. But if the lande so giuen for a chauntery, light, sustenance of poore people, or other almes, to be mainteined or done, be not aliened but such almes is withdrawen by the space of two yeres, an action shal lie for the donour or his heire to demaunde the lande so geuen in demeane, as it is ordeined in the statute of Glouceſtre for landes leased to do or to rendre the viii. parte of the value of the lande, or more. Chaunterie.

¶ Concerninge the kynges marshalles of fee, chaumberlaines, porters in the circuit of Justices and sergeauntes beringe vierge before Justices at westminster, whiche haue the same office in fee, and that are more by reason of their fee, then thei haue vsed to are, wherupon many dooe complaine on them, that haue knowen and sene the ordre of the courte of longe tyme. Our soueraigne lorde the kynge hath caused to bee inquired by an inquest what the saide officers of fee haue vsed to haue in tymes passed, and hath ordeigned and commaunded, that a marshall of fee, whiche of newe areth a palfraie of earles, baronnes, and other holdynge by a parte of baronie when thei haue done homage, and neuertheles an other palfraie when thei are made knightes, and of some that oughte not to geue any, are a palfraie: It is in like maner ordeigned, that the saide marshall of euery earle and baron holdinge by an entier baronie, shall be contented with one palfraie, or with the price of it, suche as he hath vsed to haue of olde: so that if he toke a palfraie, or the price of one, at the doinge of his homage, in fourme aforesaide, he shall take nothing when he is made knight: and if he toke nothing at the doing of his homage, when he is made knighte he shall take. Of abbottes and priours, holding an whol barony, when thei do homage or fealtee for their baronies, he shall take one palfraie, or the price, as afore is saide. and this shal also be obserued amongest archebyshoppes and byshoppes of suche as holde but a parte of a baronie, whether thei be religious or secular, he shall take accordinge to the portion of the parte of the baronie that thei holde. Of religious men, that holde in free almes and not by a baronie, nor parte of a baronie, the marshall from henceforth shal demaund nothing. And our soueraine lord the king hath graunted, that by this estatute a marshal of fee shal not be barred hereafter to demaund more, if he can shew that he hath right vnto more. The kynges chamberlaines from henceforthe shall haue of archbishops, bishops, abbots, priours, and other persons spiritual, of erles & barōs holding an entier barony, a reasonable fine, when thei do their homage Cap. xli. Hierger. Marshall of fee. Byshops. Chaumberlaynes.

or fealtee. And if thei holde by a parte of a baronie, thei shall take a reasonable fine accordinge to the porcion to them belonginge. Other abbottes, priours, persons spirituall and temporall, that holde no entier barony, nor parte of a barony, shall not be distrained to make fine, as it is sayde by them that holde by baronie, or parte of baronie, but the chaumberlaine shall bee contented with his vpper garment, or with the price therof, whiche is done in fauour of persones religious more then of late persones: for it is more conuenient, that religious men shoulde fine for their vper garment, then to bee stripped.

Cap. xlii. Hospitelers. Templers.

¶ Be it prohibited from henseforth to hospitellers and templars, that hereafter thei bringe no man in plea before the kepars of their priuileges for any matter, the knowlage wherof belongeth to the kynges courte, whiche if thei do, first thei shall yelde damages to the partie greued, and be greuously punished vnto the kynge. The kynge also prohibiteth to the kepars of suche priuileges, that from henseforthe thei graunte no citacions at the instaunce of hospitelers, templars, or other persones priuileged, afore it be expressed vpon what matter the citacion ought to be made. And if the kepars do se, that a citacion is required vpon any matter, the knowlage wherof belongeth to the kynges courte, the kepars shall neither make nor knowlage the citacion. And if the kepars do otherwise, thei shall yelde damages to the partie greued, and neuertheles shalbe greuously punished by the kyng. And forasmuch as suche persones priuileged depute kepars, subpriours, chauntours, sextens whiche be religious men, and whiche haue nothinge to satisfie the parties greued nor the kynge, whiche be more bolde to offende the kynges dignitee, then their superiours, to whom punishmente mate be assigned by their temporalties. Let the prelates of suche obedientes therfore beware from henseforthe, that thei doe not suffre their obedientes to vsurpe any iurisdiction in preiudice of the kynge and his crowne: and if thei do, their superiours shall be charged for their facte as muche as if thei had bene conuicte vppon their propre acte.

Cap. xliii. Hiergers.

¶ Concerninge porters, bearing hierge before iusticers of the benche in the circuite: It is prouided, that of euery assise and iurie, that thei kepe, thei shal take .x. d. onely, and for the billes nothinge. Of suche as recouer their demaundes againste many by defaute, confession, or otherwise by iudgemente without assise or iurie, thei shall take nothinge. Of suche as goe without daie by defaute of the demaundaunt or plaintiffe, nothinge. And if any recouer his demaunde againste many by one writte, and by recognisaunce of assise or iurie, thei shall be content with .iiii. d. And lykewyse if many named in one writte doue recouer their demaunde by recognisaunce of assise or iurie, thei shall take .iiii. d. Of suche as do homage in the benche, thei shal be content with their vpper garment. Of great assises, attaintes, iuries, and batalle waged, thei shal take .xii. d. onely. Of suche as be called before Iustices to sue or to defende their plea, their compynge in or forthe, At the pleas of the crowne, for euery dosen .xii. d. shal be taken: Of euery gayle deliuere .iiii. d. shall be taken. Of euery one, whose peace is proclaimed, .xii. d. onely

shall

ſhall be taken. Of the kynders of men ſlaine, and other of a towne attached iiii. d. Of tythinge men nothing ſhall be taken. Of Cyrographers for makynge a Cyrografe, It is ordeined, that thei ſhall be contented with .iiii. s. Of clerkes writynge writtes originall and iudiciall, it is ordeined, that for one writte thei ſhall take but. i. d. And the kynge chargeth all his Juſticers vpon their faithe and othe, that thei owe him, that if ſuche maner of officers offende in any article againſte this ſtatute, and complaint come to them therof, thei ſhall execute on them reaſonable puniſhment. And if thei offende the ſeconde tyme, thei ſhall awarde greatter puniſhmente that thei maie be duely corrected, and if thei offende the thirde tyme, and be therupon conuicted (if thei bee officers of fee) thei ſhall leſe their fee, and if thei be other, thei ſhall auoide the kynges courte, and ſhall not be receiued againe without the ſpeciall grace and lycence of the kynge him ſelfe. Cyrographers. Clerkes.

¶ Becauſe that of ſuche thynges as bee recorded before the Chauncellour and Juſticers of the kynge, that haue recorde, and bee inrolled in their rolles, proceſſe of plea ought not to be made by ſomons, attachementes, eſſoine, viewe of lande, and other ſolemnities of the courte, as hath bene vſed to be done in bargaine and couenauntes made out of the courte: From henſeforthe it is to be obſerued, that thoſe thinges, whiche are founde inrolled before them that haue recorde, or conteined in fines, whether thei be contractes, couenauntes, obligacions, ſeruices, or cuſtomes knowlaged or inrolled, wherin the kynges courte without offence of the lawe and cuſtome maie execute their auctho[r]itee, from henſforth thei ſhal haue ſuch vigor, that herafter it ſhall not nede to pleade for them. But whan the plaintiffe cometh to the kynges courte, if the recogniſaunce or fyne leuied be freſhe, that is to ſaie within the yere, he ſhall forthewith haue a writte of execucion of the ſame recogniſaunce made. And if the recogniſaunce were made, or the fine leuied of a further tyme paſſed, the ſhiriffe ſhall be commaunded, that he geue knowlage to the partie, of whom it is complained, that he bee afore the Juſtices at a certaine daie, to ſhewe if he haue any thynge to ſhewe, why ſuche matters inrolled or conteined in the fine oughte not to haue execucion. And if he do not come, or peraduenture do come, and can nothinge ſaie, why execucion ought not to be done, the ſhiriffe ſhalbe commaunded to cauſe the thynge inrolled or conteined in the fyne to be executed. In lyke maner an ordinarie ſhall be commaunded in his caſe, obſeruynge neuertheles as before is ſaide of a meane, whiche by recogniſaunce or iudgement is bounde to acquite. Cap. xliiii. Enrolment. Fynes.

¶ Where as in a ſtatute made at Merton it was graunted, that lordes of waſt woodes and paſtures might improwe the ſaide waſte woodes and paſtures, not withſtandynge the contradiction of the tenauntes, ſo that the tenantes had ſufficient paſture to their hold with free egreſſe and regreſſe to the ſame. And for as muche as no mencion was made betwene neighbours, many lordes of waſt woodes and paſtures haue bene troubled heretofore by the contradiction of neighbours hauinge ſufficent paſture. And for becauſe foreine tenauntes haue no more righte to commune in the waſte woodes, or paſtures Cap. xlv. Improwement. Paſture.

Waste woodes. pastures of any lorde, then the lordes own tenantes: It is ordeined, that the statute of Merton, prouided betwene the lorde and his tenauntes, from henseforth shall holde place betwene lordes of waste woodes and pastures, and neighbours, sauynge sufficient pasture to their tenauntes and neighbours, so that the lordes of suche waste woodes and pastures maie make improuement of the residue, and this shall be obserued for such as claime pasture as appurtenaunte to their holde. But if any do claime common of pasture by speciall feffement or graunte for a certaine numbre of beastes, or otherwyse, whiche we ought to haue of common right, where as couenaunt barreth the lawe, shall haue suche recouerie as ought to be had by forme of the graunte made vnto hym. By occasion of a mylle, windmill, berkary, weyre, deyery, inlargeing of a courte or curtilage, from henseforth no man shalbe greued by assise of nouel disseisin, for common of pasture. And where somtyme it chaunceth, that one hauinge right to improue, do leuy a dyke or an hedge, and some by night, or at an other season whan thei suppose not to be espied, do ouerthrowe the hedge or dike, and it can not be knowen by verdite of the assise or iurie, who did ouerthrowe the hedge or dyke, and men of the townes nere wyll not indyte suche as be giltie of the facte, the townes nere adioynynge shall be distrained to leuie the hedge or dyke at their owne coste, and to yelde damages. And where one hauinge no right to common, vsurpeth common, what time an heire is within age, or what tyme a woman is couert, or wherlest the pasture is in the handes of tenauntes in dower by the curtesie, or otherwise for terme of lyfe, or yeres, or in fee tayle, and the pasture bee longe vsed, many holde opinion, that suche pastures ought to be saide appurtenaunt to freholde, and that the possessioner ought to haue action by a writte of nouel disseisin, if he be defoyced of suche pasture: but from henseforth this must be holden for lawe, that such as haue entred within the tyme that an assyse of Mordauncetour hath lyen, if thei had no common before, shall haue no recouery by a writte of nouel disseisin, if thei be defoyced.

Wylle. Dyke. Hedge. Common.

Cap. xlvi. Salmon. ¶ It is prouided, that the waters of Humbre, Owse, Trent, Done, Arre, Derewent, wherfe, Niddiare, Swale, Tese, Tyn, Eden, and all other waters (wherin salmons be taken) shalbe in defence for taking salmons from the Natiuitie of our Ladie vnto saint Martines daie. And likewyse that ponge Salmons shall not be taken nor distroied by nettes, nor by other ingins at mylle poles, from the middes of Aprylle vnto the Natiuitie of saincte Johan Baptist. And in places where as freshe waters be, there shall be assigned ouersears of this statute, whiche beinge sworne shall oftentymes see and enquire of the offenders, and for the fyrste trespasse thei shall be punished by burnynge of their nettes and ingins: And for the seconde tyme, thei shall haue imprisonment for a quarter of a yere: And for the thirde trepasse, thei shall be imprisoned a whole yere. And as the trespasse increaseth, so shall the punishment.

Nettes.

Cap. xlvii. Viewe of lande. ¶ For viewe of lande it is ordeigned and prouyded, that from henseforthe viewe shall not be graunted, but in case where the viewe is necessarie. As if one lose lande by defaulte, and he that loseth moueth a writte to demaund the same

Faine lande. And in caſe where any by an exception dilatory abateth a writte after the viewe, as by nonetenure, or nauntyng ſtraye to wife, or ſuche lyke, if he purchaſe another writte of all this caſe and in the caſe before mencioned, from henceforth the viewe ſhall not be graunted, but ſhall viewe in the firſte writtes. In a writte of dower, where the demaundants of lande that the husbande aliened to their tenaunt by his auncetours, where the tenaunte ought not to be ignorant, what lande the husbande did alien to hym or his auncetour, though the husbande did not ſeaſe, yet from henceforth the viewe ſhall not be graunted. In a writte of entre alſo, that is abated becauſe the demaundaunt miſnamed the entre, if he purchaſe an other writte of entre, if the tenaunt had viewe in the firſte writte, he ſhall not haue it in the ſeconde. In all writtes alſo where lande is demaunded by reaſon of a leaſſe made by the demaundaunt or his auncetour, vnto the tenaunt and not to his auncetour, as that which he leaſſed to hym, beynge within age, nor whole of minde, beynge in priſon, and ſuche like, viewe ſhall not be graunted hereafter: but if the demyſe were made to his auncetour, the viewe ſhall lie as it hath done before.

¶ The Chauncellour, Treaſourer, Juſtices, nor none of the kynges counſell, no clerke of the chaunctery, nor of the eſchequer, nor of any iuſtice or other officer, nor none of the kynges houſeholde clerke ne late, ſhall not receyue any churche, nor aduowſon of a churche, lande nor tenemente by gyfte in fee, nor to ferme, ne for purchaſe, nor otherwyſe, ſo longe as the kyng is in plea before hys, or before any of our officers, nor ſhall take no rewarde therefor. And he that doth contrary to this acte, eyther hym ſelfe, or by an other, or make any bargayne, ſhall be puniſſhed at the kynges pleaſure, as well he that purchaſeth as he that doth. Alſo the ſayd ſtatutes ſhall take effecte as the feaſt of ſaynt Wyghel nexte commynge, ſo that by occaſion of any offences done on this ſyde the ſayde feaſt, contrary to any of theſe ſtatutes, no puniſhement (mencion wherof is made within theſe eſtatutes) ſhall be executed vpon the offenders. Moreouer conſeruynge the ſtatutes prouided where the law kayled, and for remedies, leſt ſuitours commyng to the kinges courte ſhulde departe from thence without remedy, they ſhall haue writtes prouyded in their caſes, but they ſhall not be pleaded vntyll the feaſte of ſaynte Wyghell aforeſayd. Cap. xlviii. Churche. Aduowſon.

¶ Here begynneth the Eſtate of Wynchеſter, made the. xiii. yere of Edwarde the firſt.

Lord as muche as from date to date robberies, murders, burning of houſes, and theft be more often vſed then they haue ben heretofore, and felons can not be attaynted by the othe of Jurrours, whiche had rather ſuffer ſtraungers to be robbed, and ſo to paſſe without peyne, than to indyte the offendours, of whom greate parte be folke of the ſame countrey, or at the leſt if the offendours be of an other countrey, the receiuours be of places nere. And they do the ſame becauſe the othe is not put vnto Jurrours of the ſame countrey, where ſuche felonies Cap. i.

were

spere done, and to the restitucion of damages hitherto no peyne hath ben ordeyned for theim, concerninge robberies and latches. Dunsomeuer gue to the kynge, for to abate the power of felons that shall be done in this realme, so that

Felonies.

from henceforth for dred of the peyne more than for feare of any othe, they shall not spare any, nor conceale felonies. And from henceforth cries shall be made in all countries, hundredes, markettes, faires, and all other places, where great resorte of people is, so that none shall take hym selfe by ignorance, but from henceforth euery notorey be so well kepte, that immediatly vpon suche robberies and felonies committed, the hoo shall be made from

Freshe suite.

towne to towne, and from countrey to countrey.

Cap. ii. Inquest. Felonies.

¶ Likewise when newe requestes inquestes shall be made in townes by him that is lorde of the towne, and after in the hundredes, and after in the fraunchyse, and in the countie, and sometyme in two tyne, or three counties, in case where felonies be committed in the marches of shyres, so that the trespasours may be attainted. And if the countrey will not answere for the bodies of suche trespasours, the peyne shall be further, that is to witte, that the people dwellinge in the countrey shalbe answerable for the robberies done, and also the damages, so that the hole hundreth, where the robbery happeth to be done, or the fraunchises, beinge within the precincte of the same hundred, shalbe answerable for the robberies done. And if the robbery chaunce to be done in the division of two hundredes, in such case both hundredes and the fraunchises, which also be within the precinctes of them, shalbe answerable. And after the felony or robbery is done the countrey shal haue no longer space tho but a yere, within which space it shal behoue them to agree for the robberies or trespas, or els that they will answere for the bodies of the offenders.

Cap. iii.

¶ And for as muche as the kynge will not that his people should be sodaynly impouerished by reason of this penaltie, that semeth very harde to many, the kynge graunteth, that they shall not incurre it immediatly, but it shalbe reported vntill the Easter next folowyng, within whiche tyme the kyng may se howe the countrey will order themselues, and whether suche felonies and robberies do cease. After which terme let them all be assured, that the forsayd penaltie shal renue generally, that is to witte, that the people of the countrey shalbe answerable for felonies and robberies done amonge them.

Felonie. Robberie.

Cap. iiii. Townes walled.

¶ And for the more surettie of the countrey the king hath commaunded, that in great townes beinge walled, the gates shall be closed from the sonne resetynge vntill the sonne ryse, and that no man do lodge in suburbes, nor in any place out of the towne from .ix. of the clocke vntyll date, without his hoste will answere for him, and the baylyffes of townes euery weke, or at the leaste euery .xv. date, shall make inquery of all persons beinge lodged in the suburbes or places of the townes. And if they do fynde any that haue lodged or receyued any straungers or suspicious persons, agaynste the peace, the baylyffes shall do righte therin. And the kynge commaundeth, that from henceforth all townes be kepte as it hath ben vsed in tymes passed, that is to witte from the feaste of Ascension, vnto Michelmas, in euery cytee .vi. men shall kepe at euery gate, in euery borroughe .vii. men, euery towne .vi. or .iiii.

Watche.

accordinge to the numbre of inhabitauntes of the towne, and shall watche the towne al night from the son resting vnto the son rising. And if any straunger do passe by them, he shalbe arrested vnto morning. And if no suspicion be found, he shall goe quite, and if thei finde cause of suspicion, thei shall forthwith deliuere him to the shiriffe, and the shiriffe maie receiue him without damage, and shall kepe him saufely vntill he be acquited in due maner. And if thei will not obeie the arreste, thei shal leuie hue and crie vpon them, and such as kepe the towne shall folowe with hue and crie with all the towne and the townes nere, and so from towne to towne, vntill that thei be taken and deliuered to the shiriffe, as before is saide, and for the arrestmentes of such strangers none shalbe punished.

Shiriffe.

Hue and crie.

¶ And further it is commaunded, that highe waies, ledinge from one market towne to an other, shall be from henseforthe inlarged, where as bushes, wooddes, or dykes be, so that there be neither dyke, tree, nor bushe, wherby any trespaser maie escape within. CC. fote of eche syde the waie, so that this statute shall not extende vnto ashes nor vnto great trees, for that it shall be vnderstanden clerely out of this. And if by the defaulte of the lorde, that will not auoide the dike, vnderwodde, or bushes in the maner aforesaide, any robberies be done therin, the lorde shalbe aunswerable for the felony. And if murther be done, the lorde shall make a fine at the kynges pleasure. And if the lorde be not able to sell the vnderwoodes, the countrei shal aide him therin. And the kyng willeth, that in his demeane landes and woodes within his forestes and without, the waies shall be inlarged (as before is saide.) And if percase a parke be taken from the high waie, it is requisite that the lorde shall sette his parke the space of, CC. fote from the highe waies, as before is saide, or that he make suche a wall, dyke, or hedge, that the euill doers maie not passe ne retourne for to do euyll.

Cap. V. Waies.

Vnderwoodes.

Parke.

¶ And further it is commaunded, that euery man haue in his house harneis for to kepe the peace after the auncient assise, that is for to saie, euery man betwixte. xb. yeres of age and. xl. yeres, shall be assessed and sworne to armour, according to the quantitee of their landes and goodes, that is to witte, from. xb. li. landes, and goodes. xl. markes, that is to witte an hawberke, a brestе plate of yron, a sworde, a knyfe, and an horse. And from. x. li. of landes, and. xx. markes goodes, a hawberke, a brest plate of yron, a sworde and a knyfe, and from. b. li. landes, a dublet, a brest plate of yron, a sworde, and a knyfe, and from. xl. s. lande and more, vnto. C. s. of lande, a sworde, a bow and arrowes, and a knyfe. And he that hath lesse than. xl. s. yerely, shall be sworne to kepe gysarmes, knyues, and other lesse weapons. And he that hath lesse then. xx. markes in goodes, shall haue swordes, knyues, and other lesse weapons, and all other that maie shall haue bowes and arrowes out of the forestе, and in the forestе bowes and boltes. And that viewe of armour be made euery yere two tymes. And in all hundredes and fraunchises two constables shall be chosen to make the viewe of armour, and the constables aforesaide shall present before Justices assigned, suche defautes as thei dooe see in the countrei aboute armour, and of the suites of townes and of highe

Cap. vi. Harneis.

Bowes and arrowes.

Armour.

Constables.

waies

waies, and also shall present all suche as do lodge straungers in vplandysh townes, for whom thei will not aunswere. And the iustices shall presente also at euery parlyament vnto the kynge suche defautes as thei haue found, and the kynge shall prouide remedie therin. And from henseforthe let shyryffes take good heede, and bailiffes within their fraunchises and without, be thei higher or lower, that haue any bailywike or forestry in fee or otherwyse, that thei shall folowe the crie with the countrei, and after as thei are bounden to kepe horses and armour, so to doe. And if there be any, that do not, the defautes shall bee presented to the Justices assigned, and after by them to the kynge, as before is saide, and the kynge shall prouide remedie. And the kynge commaundeth and forbiddeth, that from henseforthe neither faires nor markettes be kept in churchyardes, for the honour of the churche. Giuen at westminster the. viii. daie of October, the. xiii. yere of kynge Edwardes reigne.

Shiriffes. Bailiffe.

Faires and markettes. Churche. yardes.

There begynneth the statute of Marchauntes, made the. viii. yere of kynge Edwarde the fyrste.

Marchantes.

For as muche as marchauntes, whiche heretofore haue lent their gooddes to dyuers persones, be nowe fallen in pouertie, bycause there is no spedy remedy prouided, wherby thei maie shortly recouer their dette at the date of paiemente assessed: And for this mischiefe many marchauntes are lothe to come into the realme with their marchaundise, to the great damage of suche marchauntes, and of all the realme: The kynge and his counsell, at his parlyament holden at Acton Burnell, after the feaste of saincte Wighell, the. xi. yere of his reigne, hath ordeined these establishmentes therupon for the remedie of suche marchauntes, whiche ordinaunces and establishmentes the kynge commaundeth that thei shall be firmely kept and obserued throughout his realme, wherby marchauntes maie haue remedie, and lesse trouble and businesse to recouer their dettes than thei haue had heretofore. But for as muche as marchantes afterwarde complained vnto the kynge, that shyriffes misinterpreted his statutes, and sometyme by malyce and false interpretacion delaied the execucion of the statute, to the great damage of marchauntes: The kynge at his parlyament holden at westminster after Easter, the. xiii. yere of his reigne, caused the said statute, made at Acton Burnell, to be rehersed. And for the declaracion of certaine atticles in the statute aforesaide, hath ordeigned and establisshed, that a marchaunt for the assuraunce of his dette, shall cause his dettour to come before the mayre of London, or before some chiefe wardeine of the citee, or of an other good towne, where the kynge shall appointe, and before the maister, chiefe wardeine, or other sufficient men chosen and sworne therto, whan the mayre or chiefe wardeine can not attende therto, and before one of the clerkes that the kynge shall therto assigne. whan bothe can not be attendaunt, he shall knowledge the dette, and the date of paiment, and the recognisaunce shall be enrolled by one of the clerkes handes beyng knowen, and the rolle shall bee double, wherof one parte shall remaine with the

Acton Burnell.

Shiriffes.

Dette. Mayre of London.

Recognisaunce.

mayre

maire or chiefe wardeyn, and the other with the clerkes that thereto shall be specially named. And further one of the sayde clerkes with his owne hand shall write an obligacion, where upon the seale of the dettour shall be put, with the kynges seale, prouyded for the same entent, whiche seale shall be of two peces, whereof the greatter pece shall remaine with the maire or the chief wardeyne, and the other in the keping of the foresayde clerkes. And if the dettour do not pay the dette, at the day limyted vnto hym, than shall the marchaunt come before the maire and clerke with his obligacion, and if it be founde by the rolle or writyng, that the dette was aknowledged, and the date of payment expyred, the maire or chiefe wardeyne shall cause the body of the dettour to be taken (if he be lay) where so euer he happeth to come in their power, and shall committe hym to the prison of the towne, if there be any, and shall remaine there at his owne costes, vntil he hath agreed for the det. And it is commaunded, that the kepar of the towne prison shall retaine hym vpon the deliuerie of the mayre or chiefe wardeyne. And if the kepar will not receiue hym, he shall be aunswerable for the dette, if he haue wherof, and if he haue not wherof, he that committed the prisoner to his kepinge shall answere. And if the dettour can not be founde by the maire or chiefe wardeine, than shall they or any of them retourne into the chauncery vnder the kynges seale, the recognisaunce of the dette: and the Chauncellour shall directe a writte vnto the shyrife, in whose shire the dettour happeth to be, for to take his bodie (if he be late) and faukely to kepe hym in prison, vntill he hath agreed for the dette. And within a quarter of a yere after that he is taken, his landes shall be deliuered hym, so that by the profyttes he may leuy and pay the dette. And it shall be lefull vnto hym, during the same quarter, to set his landes and tenementes for the discharge of his dettes, and his sale shall be good and effectuall. And if he do not agre within the quarter next after the quarter expired, all the landes and goodes of the dettour shall be deliuered vnto the marchaunt by a reasonable extent, to holde them vntyll suche tyme as the dette is wholly leuied. And neuertheles the bodie shall remaine in prison, as before is sayde. And the marchaunt shall fynde hym bread and water, and the marchaunte shall haue suche reason in the landes and tenementes deliuered vnto hym, that he may mayntayne a writte of nouel disseisin, if he be put out, and reddition of all, as of freehold, to holde to hym and his assignes vntyll the dette be payed, and assoone as the dette is leuied, the bodie of the dettour shall be deliuered with his landes. And in such writtes as the chauncellour bolde awarde, mencion shall be made, that the shirifs shall certifie the Justices of either benche, howe he hath performed the kynges commaundement at a certayne day, at whiche date the marchaunt shall be afore the Justices, if agrement be not made. And if the shirifes do not retourne the writ, or retourne that the writ came to late, or that they haue directed vnto the bailifes of some fraunchile, the iustices shall do as it is conteyned in the statute of westminster. And if the shyryfe retourne, that the dettour can not be founde, or that he be clerke, the marchauntes shall haue writtes to all the shyryffes, or he shall haue the lande,

and

and that they shall deliuer all the goodes and landes of the dettour to reasonable extent to holde vntyll him and his assignes in the name aforesaide, and at the leaste he shall haue a writte to whatshyrffe that he wyll, to take his bodie (if he be laie) and to retayne it in manner aforesaide, and the appare of the patron ought to take hede, that he make sauffe delyuerie of the bodie, as for the det. And after that the dettours landes be deliuered to the marchaunt, the dettour may lawfully sell his landes, so as the marchaunte haue no damage of the appruement, and the marchaunte shall alwaies be allowed for their damages and all costes, labours, suytes, delaies, and expences reasonable. And if the dettour finde suretie, after the day passed, the suerties shall be ordered in all thinges as is said of the principall dettour, as to the receit of rents, delyuery of landes, and other thinges. And when the landes of the dettours be deliuered vnto the marchaunt, he shall haue seisin of all the landes, that were in the handes of the detteur the day of the recognisaunce made, in whose handes soeuer that they come afterwarde, either by feffement or otherwise and after the dette payed, the dettours landes, and the issues thereof by feffement shall returne againe, as well to the feffee, as the other landes vnto the dettours. And if the dettour or his suerties die, the marchaunt shall haue none auctoritie to take the bodie of his heire, but he shall haue his landes, as before is said, if he be of age, or when he shall be of full age, vntyll suche tyme as he hath leuied of the landes the summe and value of the det. And also another seale shall be prouided, that shall serue for fayres, and the same shall be sent vnto euery fayre vnder the kinges seale by a clerke lawfull, or by the keper of the fayre. And of the countye citie of London two marchauntes shall be chosen, that shall swere, and the seale shall be putte in their handes, and the one pece shall be deliuered vnto the foresaide marchauntes, and the other shall remaine with the clerke. And before them or one of the marchauntes (if both cannot attende) the recognisaunces shall be taken as before is sayde, and before that the recognisaunces be inrolled, the parne of the statute shall be openly redde before the detteur, so that afterwarde he shall not excuse him selfe by ignoraunce of the peyne, wherein he bounde himselfe: and to maintayne the costes of the sayde clerke, the kynge shall take of euery .li. i. d. in euery cause, where the seale is, except fayres, where he shall take .i. d. ob. of the pounde. This ordynaunce and statute shall extende throughout his realme of Englande and Irelande, amonges the whych people they that wyll, may make suche recognisaunces (except Iues) to whom this ordinaunce shall not extende. And by this statute a writte of dette shall not be abated, and the Chauncellour, Iustices of either benche, and Iustices errauntes, shall not be stopped to take recognysaunces of dettes before them knowledged and made, but the execution of recognisaunces made before them shall not be done in the formes aforesayde, but by the lawe and maner before vsed, and otherwise prouided in other statutes: Rex vero &c. Quia coram tali maiore, vel custode talis villæ, vel coram custode sigilli no stri de mercatoribus in nundinis de

tali loco, & tali clerico noſtro A, recognouit debere B, tantum, quod ſoluiſſe debuit tali die & tali anno, quod eidem B, nondum ſoluit, vt dicit. Tibi precipimus, quod corpus predicti A, ſi laicus ſit capias, & in priſona noſtra ſaluo cuſtodire facias, quouſq; de predicto debito ſatiſfecerit. Et qualiter hoc preceptum noſtrum fueris executus, ſcire facias iuſtificiariis noſtris apud weſtmonaſterium per litteras tuas ſigillatas, & habeas ibi hoc breue. Teſte. &c,

¶ The ſtatute of circumſpecte agatis, made the .xiii. yere of kynge Edwarde the firſte.

THe kyng to his iudges ſendeth gretynge. Vſe your ſelfe circumſpectely in all matters concerninge the biſſhop of Worwiche and his clergie, not puniſhinge them if thei holde plea in courte chriſtian of ſuche thinges as be merely ſpirituall, that is to witte of penance enioined for deadely ſinne as fornication, aduouttrie, and ſuche lyke for the whiche many tymes coꝛporall penance oꝛ pecunarie is enioyned, ſpecially if a free man be conuicte of ſuche thinges. Alſo if prelates do puniſhe for leuinge churcheyardes vncloſed oꝛ for that the churche is vncouered oꝛ not conueniently decked, in which caſes none other penance can be enioined but pecuniary.

¶ Item if a perſon demaunde of his pariſhens, oblacions and tythes due and accuſtomed, oꝛ if any perſon plede againſt another for tithes moꝛe oꝛ leſſe ſo that the .iiii. parte of the value of the benefice be not demaunded. Tythes.

¶ Item if a perſon demaunde moꝛtuaries in places where a moꝛtuary hath vſed to be geuen. Moꝛtuaries.

¶ Item if a prelate of a churche oꝛ of a patrone demaunde a penſion due to them ſelues, all ſuche demaundes are to be made in a ſpirituall courte. And for layng violent handes on a prieſte, and in cauſe of diffamacio it hath ben graunted alredy that it ſhalbe tried in a ſpiritual courte, when money is not demaunded, but a thinge done for puniſhment of ſinne, and lykewiſe for brekynge an othe. In all caſes aboꝛe reherſed the ſpirituall iudge ſhall haue power to take knowlage notwithſtanding the kynges prohibicion. Penſion. Diffamacion.

¶ Here beginneth the ſtatute of Weſtminſter made the .xiii. yere of kynge Edwarde the firſte.

FOꝛ as much as purchaſers of landes and tenementes, holden of gret men and other loꝛdes, haue many tymes hertofoꝛe entred into their fees, to the preiudice of the loꝛdes, when the freholders of ſuch gret men haue ſolde their landes to ſuch purchaſers to be holden in fee of their feffours and not of the chiefe loꝛdes of the fees wherby the ſame chefe loꝛdes haue many times loſt their eſchetes, mariages, wardſhips of landes and tenementes, belonging to their fees, which thing ſemed very harde and extreme vnto thoſe loꝛdes & other great men, & moꝛeouer in this caſe manifeſt diſheritance: Our ſouerain loꝛde the kyng in his parliament at weſtminſter after Eaſter the .xviii. yere of his reigne, that is to witte Purchaſors.

in the quinzime of S. John baptiste, at the instaunce of the great men of the realme, hath prouided and ordeined, that from henseforth it shal be leful to euery free man to sell at his own pleasure, his landes and tenementes or parte of them, so that the feffee shall holde the same lande or tenemente of the chiefe lorde of the fee, by suche seruice and customes as his feffour helde before.

Freman. Feffee.

Cap. ii. Feffee.

¶ And if he sell any parte of suche landes or tenementes to any, the feffe shal immediatly holde it of the chiefe lorde, and shalbe forthwith charged with the seruices, for so much as perteineth, or ought to perteine to the said chiefe lord for the same parcel according to the quantitee of the land or tenement so sold. And so in this case the same part of the seruice shal remain to the lord to be taken by the handes of the feffee, for the which he ought to be attendant and answerable to the same chiefe lorde, according to the quantitee of the lande or tenement solde for the parcell of the seruice so due.

Cap. iii. Mortmain.

¶ And it is to bee vnderstanden, that by the saide sales or purchases of landes or tenementes, or any parcelles of them, suche landes or tenementes shal in no wise come into mortmaine, either in parte or in whole, neither by policy, ne crafte, contrary to the fourme of the statute made thervpon of late. And it is to witte, that this statute extendeth but onely to landes holden in fee simple. And that it extendeth onely to the tyme comminge, and it shal beginne to take effecte at the feast of saint andrewe the apostle next comming, Geuen the xviii. yere of the reigne of kyng Edwarde son to kyng Henry.

¶ A statute vpon the writ of Quo warranto.

Quo warranto.

FOr as muche as writtes of Quo warranto, and iudgementes geuen vpon pleas of the same, wer gretly delated, because the iustices in geuing iugemente were not certified of the kinges pleasure therin. Our souerain lord the kyng, at his parliment holden at westminster after the feast of Ester, the. xviii. yere of his reigne, of his special grace, & for the singular affection that he bereth vnto his prelates, erles, and barons, and other of his realme, hath graunted that al vnder his allegeance, as well spirituall as other, which can proue & verify by enquest in the entre, or otherwise, that thei & their ancetours or predecessours haue vsed any maner lyberties, wherof thei were impleded by the said writtes before the time of kynge Richard our cosin, or in our time, and haue continued hitherto (so that thei haue not misused suche lyberties) that the parties shalbe aiourned further vnto a certaine day resonable before the same iustices, within ꝑ which thei maie go to our souerain lorde the kyng with the recorde of the iustices signed with his sele, and also rotourne. and the kinge by his letters patentes shal confirme their estate. and thei that can not proue the season of their auncetours in such maner as is before declared, shal be ordred & iudged after the law and custom of the realme, & such as haue the

Letters patentes. Chartre.

kinges

kynges chartours, shalbe iudged accordynge to theyr chartours. Moreouer the kyng of his speciall grace hath graunted, that al iudementes that are to be geuen in pleas of Quo warranto, by his Justices at Westmynster, after the foresayd Easter, for the kyng him selfe, if the parties greued wyl come agayne before the kyng, he of his grace shal gyue them such remedy, as before is mencioned. Also our souereine lord hath graũted for sparing the costes & expenses of his people, that pleas of Quo warranto from henseforth shall be pleded and determined in the circuite of the Justices, and that al pleas nowe dependyng shalbe atourned into the shires, vntil the coming of the Justices into those parties. Iudgement.

¶ The newe statute of Quo warranto, made the .xviii. yere of the reygne of Edwarde the fyrste.

ONcernynge the wryt that is called Quo warranto, Our souerayne lorde the kyng at the feast of Pentecost, in the .xviii. yere of his reygne hath establyshed, that all those whiche clayme to haue quite possession of any fraunchise, before the tyme of kyng Richade, without interruption, and can shewe the same by a lawfull inquest, shal wel enioy theyr possessyon. And in case that suche possessyon be demaunded for cause reasonable, the kyng shal confyrme it by tytle. And those that haue olde charters of franchise, shal haue the same chartours allowed according to the tenour and forme of them, and those that haue loste theyr lyberties syth Easter last passed by the foresayd wryt, accordyng to the course of pledynge in the same wryt heretofore vsed, shall haue restitucion of theyr fraunchise lost. And from henseforth they shal haue accordyng to the nature of this present constitucion. Inquest.

¶ The maner of leuyenge of fynes, made the xviii. yere of kyng Edward the fyrst.

WHan the wryt original is deliuered in presence of the parties, a pledour shall say this: Sir iustice conge recorder. And the iustice shall say to him. Sir R. and shall name one of the parties, then when they be agreed of the summe of money, that mu ste bee geuen to the kynge, the iustyce shall commaunde the peace to bee cried, and after the pledour shal say: In so much as the peace is licenced thus vnto you W. S. and A. his wyfe, that here be to knowledge the maner of B. with the appurtenauntes, conteyned in the wryt, to be the right of our souerayne lorde the kynge, which he hath of their gyfte, To haue and to holde to him and to his heyres, of the said W. and A. & of the heires of the said A. as in demeanes, rentes, seignories, pleas, purchases, wardes, mariages, reliefes, chetes, milles, aduoulsons of churches, and al other fraunchises and fre customes to the sayd maner belongyng, payeng yerely to R. and his heyres, as chyefe lordes of the fee, the seruyces and customes due for al seruyces. And it is to be noted, that the order of the lawe wyl not suffre a fynall accorde to be Fynes leuied.

leuyed in the kynges court without a wryt originall, and that must be at the least before foure iustices in the benche or in eyre, and not otherwyse, and in presence of the parties named in the wrytte, whiche muste bee of full age, of good memory, and out of pryson. And if a woman couerte be one of the parties, than she must be fyrst examined by foure of the sayde iustyces. And if she doth not assent therto, the fyne shal not be leuyed. And the cause wherfore suche solempnitie ought to bee done in a fyne, is bycause a fyne is so hyghe a barre, of so great force, and of so stronge nature in him selfe, that it concludeth not onely suche as be parties and priuyes therto and theyr heyres, but all other people of the world, beyng of full age, out of pryson, of good memorye, and within the foure seas, the day of the fyne leuied, if they make not their claime of their action within a yere and a day by the countrey.

¶ The statute of Vouchers made the .xx. yere of kynge Edwarde the fyrst.

Vouchers.

Where as the tenant in a plea of lande hertofore had vouched one to warrãty, and therupon the demandant wold auer, that he nor none of his auncestours (sins the time that the auncetour of the demandant was seased) was in possessiõ of the said landes, neither in demeane nor in seruice, if the party vouched were present, and wold warrantise the land frely vnto the tenant, such auerrement of the demandant hath not ben vsed to be admitted, except the party vouched had ben absent, and that by reason of a certaine statute of ỹ kinges lately made amõgest other statutes of westminster .i. C.xxxix.

¶ wherfore our soueraigne lorde the kynge considerynge the fraude decepte and malyce, and also his owne damage and disherison of his crowne, that in the sayd case hath many times happened in his court, and daily doth, where as some holdynge of the kynge in chyefe by an hole barony, in a plea hangynge before the Justices of the benche vpon theyr demaund to vouche partyculatly knaues vnknowen and straungers (whiche they wyll bryng forth) of whom neyther they nor theyr auncestours had neuer any thynge in the landes, that they warranted, nor in any other landes or tenementes within this realme, neyther in demeane nor in seruyce, as hath be testyfyed by diuers of the kynges faithfull subiectes, so that by suche cautel, fraude, and malyce the same tenauntes holdynge by an entyer baronye, do defraude the kynge of the amercyament that they shuld incurre, if the demaundant shuld recouer agaynste them. And lykewyse when suche persons haue warranted, that is to wyt, euery one for his porcion that he ought to warrant, he may defende him selfe by the body of his seruaunt procured and hyred by them that holde baronies, and so vpon one wrytte and one demaunde, there were two or thre wages of batailes, the which was a right hard and perillous example for poore men in tyme comming that shalbe demaundantes against great & riche men, which wyl defend them selues by the malyce aforesaid: And the demaũdãt can not haue his auerrement against such warrãtours, when thei be vouched in fourme aforesaid, because thei be present, & wil warrantise frely, by

Warrantise.

his

his cominon counsaile hath ordeined, and from henseforth that is to saie from the feast of, S. Hillary, the. xx. yere of his reine he hath straitly commaunded that what so euer tenant do vouch, and the demaundant will auerne in forme beforе rehersed, his auerment shall bee admitted whether the party vouched be absent or present without any respect had therunto. Auerrement.

¶ A statute of waste made the. xx. yere of kyng Edwarde the first.

William Butler, whiche is within age and in warde of our soueraigne lorde the kynge, hath shewed vnto his highnes, that where Gawin Butler his brother (whose heire he is) had impleded one walter de Hapeton by the kinges writ for waste and distruction made by him in certaine, his landes and tenementes, whiche the same walter helde for terme of his lyfe of the inheritance of the foresaide Gawin in wimme and Trike. And the aforesaid Gawin before he had opteined iudgemente died. After whose deathe the foresaid willyam by lyke writte impleaded the foresaide walter, for the waste and distruction made by him of longe tyme. The same walter before Gilbert thornton and his companions assigned to here the kinges pleas, came in and said, that he oughte not to answere to the same willyam for the waste and distruction made in the tyme of an other, before the righte of the saide inheritaunce discended vnto him, and therupon demaunded iudgement. And for as much as certaine Justicers did not agree in geuinge of the saide iudgement, because it semeth to some that it shulde not be agreable to the lawe, that any person shulde opteine auauntage and compense by the foresaid writte, whiche is a writ of trespas done to a person certain, but onely the same person to whom and in whose tyme the trespas was done. Other iustices with the more parte of the kynges councell were in the contrary opinion, allegeynge by dyuers reasons that the saide william oughte to bee herde and answered vnto, and all other what so euer thei be in lyke cases or in lyke trespasses. And for because lyke matters haue remained not amended, and trespasses vnpunisshed whiche was inconueniente, Our soueraigne lorde the kynge in his full parlyament holden the daie after the feaste of the purificacion, in the. xx. yere of his reigne by a generall councell hath ordeigned, and from henseforthe hath commaunded to be straily obserued, that euery heire in whose warde so euer he be, and as well within age, as of full age shall haue his recouery by a writ of waste in the foresaide case, and also in other where the same writte oughte to hold place, and it shal holde place as wel for wast and destruction made in landes and tenementes of his owne inheritaunce, and as well in the tymes of his auncetours as at any other tyme that the fee and inheritaunce discended vnto him, and shalbe answered vnto therfore. And that he shall recouer the landes wasted and damages, as it is ordeined in the statute of westemnster of damages to be recouered in a writte of waste, if the tenaunte be conuict for the wast. And it is commaunded by the kinge him selfe vnto the same Waste.

Gilberte thozneton and his companions that thei do pzocede in the fozesaide matter and in other lyke from henseforth, and iudgement shalbe geuen accoz ding as the matter is founde. And likewise it was commaunded vnto the Iu stices, that thei shall cause all the fozesaid thinges to be straitly obserued be foze them from henseforth.

¶ The statute of defending right, made the .xx. yere of kynge Edwarde the first.

Where that any purchaseth a writte againste the tenantes by the curtesie, in taile, in dower, foz terme of lyfe, oz of yeres, and the demaundant sueth so fere that the landes be in maner recouered wherypon an other cometh in befoze iudgement geuen and saith that he hath fee and right in those landes, and pzaieth the courte that in as muche as he is come befoze iudgemente, he maie be receiued to de fende his right, and to make aunswere vnto the demaundant therof by foze of a certaine statute lately made by the kynge that nowe is at Westminster, wherby as well suche as had no righte as thei that had righte often tymes in the case afoze mencioned, falsely and in disceite of the courte did come in and pzaie to be receiued to make aunswere, to the intente that their admission might pzolonge the demaundant from the attainynge vnto iudgemente and seasen of his lande, and foz to cause those demaundantes to replede of newe, wherby suche demaundantes are greatly deferred in the case afozesaide foz to recouer their right in the kynges courte by reason of such malyce, as well by mistakynge of the said statute foz any other cause iust and resonable, and this is vsed and found daily befoze our iustices. In cõsideracion wherof our soueraine lozde the kyng foz to withstand all such malice in the fozesaid case, and intending to pzouide a remedy therin, in his full parliament hath ozdei ned, and from henseforth commaundeth straitly to be obserued, that is to wit, the mondaie nert after the feast of the purification of our Lady, the .xx. yere of his reine, that if any befoze iudgement in the fozesaide case cometh in by a collateral tytle, and desyzeth to be receiued, befoze his receit he shall finde sufficient suretie, (as the courte wil awarde, to satisfie the demaundaunte of the value of issues of the landes so to be recouered from the daie that he is re ceiued to make aunswere vntill the tyme that fynall iudgement bee geuen vp pon the petition of the demaundaunt. And if the demaundaunt recouer his demaunde, the defendour shall be greuously amerced if he haue wherof. And if he haue not, he shall be impzisoned at the kynges pleasure. And if he can pzoue his right to be as good as he affirmed at suche tyme as he was receiu ed, he shall go quite.

Right.

Collateral title.

¶ The statute of persons to be put in assises.

For asmoche as our soueraigne lord the kynge by the continuall and greuous complaint of his poore subiectes doth perceiue that diuerse persons being of least ability of his realme, are many times intolerably troubled by shiriffes and theyr bailiffes, bailiffes of liberties which impanel them to the recognisaces of assises, iuries, inquestes, & attaintes triable out of the shires wher they bee dwellyng. And do spare the riche people and such as be moueable by whom the trueth of the matter myght be better knowen, wherby great expenses & trouble doth daily manifestly ensue to the impouerishment of the said people and vtter disheritting. Our said soueraign lord prouiding for the indempnity of his people and desiring to set conuenient remedy in the premisses for the publike weale of his realme in his parliament holden in the terme of S. Michel the .xxi. yere of his reigne hath ordeined in this behalf that no shiriffe, vndershiriffe, or other bailiffes, nor bailiffes of liberties, shal from henceforth put in any recognisance aboue said that shal passe out of their propre counties, any of their bailiffes, except they haue landes and tenementes to the yerely value of an .C.s. at the least. And the king intendeth not by this statute to restraine thy laste statute of westminster wherin mention is made of recognisours to be put in iuries and assises, but of suche onely as ought to passe in assises, iuries, and recognisances triable out of their propre counties, so that within the county before iustices of our soueraigne lord the king assigned to the taking of any such inquestes, iuries, or other recognisances none shalbe impanelled, except he haue landes and tenementes to the yerely value of .xl.s. And lykewyse sauyng that before iustices errant that hold common pleas in their circuite, and also in cities, boroughes, and other market townes where recognisances, assises, and iuries do passe vpon any matter touching the said cities, boroughes and other townes, as writ shalbe made lyke as it hath ben accustomed in tymes passed.

Rex. &c. Quia ad communem vtilitatem populi nostri & regni de communi consilio eiusdem regni statuerimus ne aliquis ponatur in iuratis, assisis, seu recognitionibus aliquibus extra comitatum suum proprium faciendis nisi habeat terras aut tenementa ad valentiam cẽtum solidum per annum ad minus, nec infra comitatum suum nisi habeat tetras ad tenementa ad valentiam, xl. solidorum per annum ad minus, prout in statuto illo quod tibi mittimus sub sigillo nostro, & quam in omnibus & singulis articulis suis de cetero obseruare volumus & firmiter teneri plenius continetur, tibi precipimus & firmiter iniungimus quod statutum illud in pleno comitatu tuo & in ciuitatibus burgis, & villis mercatoriis, & aliis locis publicis & solempnibus in balliua tua vbi necesse fuerit, & expedite videris legi & publice proclamari. & illud in omnib⁹ & singulis suis articulis (quantũ in te est) obseruari facias & firmiter teneri, Et hoc sicut graue dãnum tuũ vitare volueris, nullo modo omittas, Teste. &c

¶ The ſtatute of treſpaſſers in parkes made the.xxi. yere of the reigne of kynge Edward the fyrſte.

TO the entent that treſpaſſours in foreſtes, chaſes, parkes, and warrens maye more warely eſchewe and feare hereafter to entre and treſpas in the ſame, then they haue heretofore. Our ſoueraine lorde the kyng at his parliament after Eaſter the.xxi. yere of his reyne at the inſtaunce of the nobles of his realme hath graunted and commaunded to be from henſforth furmely obſerued, that if any foreſtar, parker, or warrennour do fynd any treſpaſſour wandering within his liberte intendinge to do damage therin, and that after hue and crie made to him to ſtande vnto the peace, wyll not yelde him ſelfe, but doth continue and executeth his malyce, and diſobeynge the kynges peace, doth flee, or defendeth hym ſelfe with force and armes, although ſuche foreſtars, parkars, and warrennars or any other commyng in their compaine, and aydyng ſuch foſters, parkars and warrenners in the kynges peace, do kill any offendour or offendours beynge ſo founde neither in arreſting or takinge them, or any of them, they ſhall not be arraided vpon the ſame before the kynge and his Juſtices, or before any other the kynge his baylyffes, or any other within any fraunchyſe or without. Nor ſhall not leſe for ſo doynge eyther lyfe or lymme, or ſuffer any other puniſhement, but ſhall enioye the kynges peace as they did before. Notwithſtandynge let all ſuche foreſtars, parkars, warrennars, and all other beware that by reaſon of any malyce, diſcorde, debate, or other euyl will had before tyme they do not lie, nor malicioully pretende againſt any perſon paſſing through their liberties, that they came thither for to treſpaſſe or miſdo, when of trueth they did nothinge, nor were not founden as treſpaſſours, and ſo kyll them, for if they do and be conuict therupon the death of ſuch perſons ſhall be inquyred and execucion ſhall be done in lyke maner, as is done for other of the kynges ſubiectes ſtandyng in his peace, and lyke as it ought to be done of right, and accordyng to the lawe and cuſtome of the realme.

¶ The ſtatute vpon the writte of conſultacion, made the.xxiii. yere of kynge Edwarde the fyrſt.

Prohibicion.

WHere as eccleſiaſticall iudges haue oftentymes ſurceaſed to procede in cauſes moued before them, by force of the kynges writ of prohibicion, in caſes where as remedy coulde not be geuen vn to complaynantes in the kynges courte by any writte out of the chauncery, becauſe that ſuche playntiffes were deferred of their right and remedy in bothe courtes, as well temporall as ſpirituall to their great damage, lyke as the kynge hath bene aduertiſed by the greuous complaynte of his ſubiectes. Our ſouerain lord the kynge commaundeth, that where eccleſiaſticall iudges do ſurceaſſe in the aforeſayde caſes, by the kynges prohibicion diſerted vnto them that the chauncellour, or the chiefe Juſtycer of the kynge for the tyme beynge, vpon ſyghte of the lybell of the ſame matter, at the inſtaunce of the playntyffe (yf they can ſe that the caſe can not

be

be redzeſſed by any writ out of the chauncery, but that the ſpirituall courte ought to determyne the matters) ſhall write to the iudges, before whom the cauſe was fyrſt moued, that they proceede therin, not withſtandyng the kynges prohibicion dyrected to them before.

¶ A confirmacion of the charters of the libertie of England, and of the foreſt made the .xxx. yere of Edwarde the fyrſte.

EDward by the grace of god, kynge of Englande, lorde of Irelande, and duke of Guyan, to all thoſe that theſe preſent letters ſhall here or ſee, greetynge. Knowe ye that we to the honour of god, and of hoy churche, and to the profyte of our realme haue graunted for vs and our heyres, that the charter of lyberteis, and the charter of the foreſte, whiche were made by common aſſent of all the realme, in the tyme of kynge Henry our father, ſhall be kept in euery poynte without breche. And we wyll that the ſame charters ſhall be ſente vnder our ſeale, as well to our iuſticers of the foreſt, as to others, and to all ſhyrffes of ſhyres, and to all our other officers, and to all our cytees throughout the realme, together with our wryttes, in the whiche it ſhall be contayned that they cauſe the foreſayde charters to be publiſſhed, and to declare to the people that we haue confyrmed them in al poyntes. And that our Juſtycers, ſhyrffes, mayres, and other miniſters, whiche vnder vs haue the lawes of our lande to guyde, ſhall allowe the ſame charters pleaded before them in iudgement in all their poyntes, that is to wyte the great charter as the common law, and the charter of the foreſt for the welth of our realme. Cap. i. Charter.

¶ And we wyll that if any iudgement be gyuen from henſeforth contrary to the poyntes of the charters aforeſayde by the Juſtices, or by any other our miniſters that holde plea before them agaynſt the poyntes of the charters, it ſhalbe vndone and holden for nought. Cap. ii. Judgement.

¶ And we wyll that the ſame charters ſhall be ſent vnder our ſeale, to cathedral churches throughout our realme there to remaine, and ſhalbe red before the people two tymes by the yere. Cap. iii.

¶ And that all archebyſhops and byſhops ſhall pronounce the ſentence of excommunicacion agaynſt all thoſe that by worde, dede, or counſel, do contrary to the foreſayde charters, or that in any poynt breake or vndo them. And that the ſaye curſes, be wyſe a yere denounced and publiſſhed by the prelates aforeſayde. And yf the ſame prelates or any of them, be remyſſe in the denunciacion of the ſayd ſentences, the archebiſhops of Canterbury and yorke for the tyme beyng, ſhal compel and dyſtrayne them to the execucion of theyr duties in forme aforeſaye. Cap.iiii. Excommunicacion.

¶ And for ſo muche as dyuers people of our realme are in feare, that the aydes and taſkes whiche they haue geuen to vs before tyme towardes our warres, and other buſynes, of their owne graunt and good wyll) howe ſoeuer they were made) myght tourne to a bondage to them and theyr heyres, becauſe they myght be at an other tyme found in the rolles, and lykewyſe for Cap. v. Aydes. Taſkes.

the

the pyses taken throughout the realme by our ministers: we haue graun-
ted for vs and our heyres that we shall not drawe no such aydes, taskes, nor
pyses. pyses in to a custome, for any thynge that hath ben done heretofore, be it by
tolle, or any other precedent that may be founden.

Cap. vi. ¶ Moreouer we haue graunted for vs and our heyres, as well to archebi-
shops, bisshops, abbottes, priours, and other folke of holy churche, as also
to erles, barons, and to all the communaltie of the lande, that for no busines
from henceforth we shall take suche maner of aydes, taskes, nor pyses, but
by the common assent of all the realme, and for the common profit therof.
Sauing the auncient aydes and pyses due and accustomed.

Cap. vii. ¶ And for so moche as the more part of the communaltie of the realme fynde
them selues sore greued with the maletent of wolles, that is to witte a tolle
of forty shyllynges for euery sacke of wolle, and haue made petition to vs
for to releasse the same: we at their request haue clerely releassed it, and haue
graunted for vs and our heyres that we shall not take suche thynges with-
out their common assent and good wyll. Sauynge to vs and our heyres the
custome of wolles, skinnes and lether graunted before by the communaltee
aforesayde. In wytnes of whiche thynges we haue caused these our letters
to be made patent. wytnesse Edward our son at London the .x. day of Octo-
ber, the .xvb. yere of our reygne.

¶ The sentence of the clergy gyuen agayust the breakers of
the articles above wrytten.

IN the name of the father, the sonne, and the holy goste, Amen.
Where as our souerayne lorde the kynge to the honour of god,
and of holy churche, and for the common profyte of the realme
hath graunted for hym and his heyres for euer these articles a-
boue written, Robert archebysshop of Cantorbery, Primate of
all Englande admonished all his prouynce ones, twyse, and thryse. Because
that shortenes wyll not suffer so muche delaye as to gyue knowledge to all
the people of England of these presentes in wrytinge: we therfore enioyne
all persons, of what estate so euer they be that they and euery of them, as
moche as in them is, shall vpholde and mayntayne these articles graunted
by our soueraigne lorde the kynge in all poyntes. And all those that in any
poynte do resyst or breake, or in any maner hereafter procure counsel, or any
wyse assent to resyste or breake those ordinaunces, or go about it, by worde
or dede, openly or priuely, by any maner of pretence or colour: we the fore-
sayde archebysshop by our auctorite in this wrytynge expressed, do excom-
municate and accurse, and from the body of our lorde Jesu Christ, and from
all the company of heuen, and from all the sacramentes of holy churche do
sequester and exclude.

The

¶ The statute of fynes leuyed made. xxvii. yere of kynge Edwarde the fyrste.

FOr as muche as fynes leuied in our court ought and do make an ende of al matters and because therof are called fines, where after waginge of battaile or the greatte assyse in their cases euermore thei holde the last and fynall place. And nowe by a certaine tyme passed as well in the tyme of kynge Henry of famous memory our graundfather, as in our tyme the parties of suche fynes and their heires contrary to the lawes of our realme of auncient tyme vsed, were admitted to adnulle and defeate suche fynes, adiedginge that before the fyne leuied and that the leuynge therof, and sins demaundauntes or plantiffes or their auncetours were alwaie seased of the landes contained in the fyne or of some parcell therof. and so fines laufully leuied were many tymes vniustly defeted and adnulled by iurours of the countrey falsely and malicioufly procured, we therfore intendinge to prouide a remedy in the premisses in our parlyamente at westminster haue ordeined that such exceptions, aunsweres, or inquisicions of the countrey shall from henseforth in no wyse be admitted contrary to such recognisaunces or fynes. And further we will that this statute shall extende vnto fines heretofore leuied as to them that shall be leuied hereafter. and let the iustices see that suche notes and fynes as hereafter shal be leuied in our courte be red openly & solemnely, and that in the meane tyme all pleas shall ceasse. And this must be at two certaine daies in the weke according to the discrecion of the Justices. Cap. i. Fines leuied.

¶ we haue also ordeined by the aduice of our councell, that from henseforth shyriffes shall not be charged of any issues to be leuied nor shall leuie any before thei passe out of the eschequer there to be delyuered by the extreates of the Justices. And that in the estreates of Justices euery hede shall be charged for issues forfaited lyke as of amerciaments, and if peraduenture any shiriffe will aunswere for the issues of any recognisour, pledge or mainpernour by hym assigned and retourned into our courte, whiche at the tyme of the retourne is not able to paie suche issues or amerciamentes, the shiryffe shall be charged and shall aunswere therfore in our eschequer. And let the shiryffes beware vnder peine of great forfaiture, that from henseforthe thei do make tayles of all suche money as thei or their officers haue receiued by our commaundement. And that thei do not retourne any where, the names of any mainpernours, or sureties, iurours, or any other, excepte suche sureties, mainpernours or other, accordinge to the tenour of our writtes beynge dyrected to the shiriffes for the same cause, be laufully and manifestly impanelled ther vpon. And thei shal not retourne the names of any fre men as pledges, without that thei will plainely consent and agree to the same. And here vpon we haue enacted, that at one time certain euery yere one baron and one clerke of our saide eschequer shall be sente throughout euery shyre of Englande to inrolle the names of all suche as haue paied that yere dettes exacted of them by a grene wexe. And the same baron and clerke shall viewe all such tailes and inrolle them. And shall here and determine complaintes made a- Cap. ii. Shiriffes. Tayles.

gainst

ginst shiriffes and their clerkes, and bailyffes that haue done contrary to the premisses, and the offendours shalbe greuously punisshed.

Cap. iii. Shiriffes. ¶For as muche as shiryffes and other heretofore haue lette out by pleuin common felons and openly defamed beinge taken and imprisoned for murder and felonie, and suche as be not repleuisable, contrary to the fourme of our statute made at westminster of persons repleuisable and not repleuisable, wherby suche transgressours not repleuisable be let out, and for to deliuer them deceitfully before ỹ coming of the iustices errante or other assigned for their delyueraunce, thei procure by them selues and by their frendes iurours of the countrei, and some thei threate, wherby as well for feare of the sheriffes and other that lette them at large by the pleuin as for feate of the theues being so deliuered before the Justices assigned for gaile deliueries, suche felonies and murders are conceled, and so being conceled remaine still vnpunisshed. We for the vtilitee of our realme, and for the more assured conseruacion of our peace, haue prouided and ordeined, that iustices assigned to take assises in all shires where thei take assises, as it is ordeined, incontinent after the assises taken in the shires, shal remaine bothe together if thei be lay. and if one of them be a clerke, than one of the moste discrete knightes of the shyre beinge associate to him that is a laie man, by our writte shal delyuer the gailes of the shyres, as well within the lyberties as without all maner of prisons after the fourme of the gaile delyueries of those shyres before tymes vsed. And the same iustices shall inquere then if shiriffes or any other haue let out by pleuin prisoners not pleuiable, or haue offended in any other thinge contrary to the fourme of the forsaid statute lately made at westminster, and thei shall reformme and punisshe them in all thinges accordinge to the forme of the statute aforesaide.

Pleuin.

Felone.

Cap. iiii. Inquest. ¶Also where we haue prouided, that none shalbe impanelled any where out of the shyre where he is dwellinge in recognisaunces, inquestes, and iuries that hath lesse than an. C.s. of lande or rente, wherby as well thei that haue more landes by to often apperinge as well in our eschequer as before our Justices of either benche, are muche impouerisshed. We therfore consideringe the intollerable damage of our people, not onely for the discharge of suche iurours, but also for the more spedie ministracion of iustice to all parties suinge in our courte, haue prouided and ordeigned, that inquestes, and recognisaunces determinable before iustices of either benche from hensefourth shal be taken in time of vacacion before any of the iustices before whom the plea is broughte, beinge associate to one knighte of the same shyre where suche inquestes shall passe, oneles it be an inquest that requireth great examinacion. And so from hensefourthe in takynge suche inquestes the iustices shal do as to them shall seme moste expediente for the common vtilite of our realme, notwithstandinge the statute lately made at westminster, vpon the takynge of suche inquestes, conteininge that if any inquestes be taken contrary to the fourme of the saide statute, thei shoulde be of none effecte. And therfore we commaunde, straitly chargeinge the, that incontinente without further delaie thou shalte cause to be red and publisshed in citees, boroughes

Recognisance.

market

market townes, and other solempne places throughout thy lybertie, where thou shalte thynke moste necessary, of the articles aboue sayd, the whiche we haue graunted, willynge them to be kepte and obserued stedfastly & without contradiction and that thou notefye and declare al and singular the premisses to all our liege people without delay, witnesse. &c.

¶ An ordinaunce of purchasynge lyberties, made the xxvii yere of kynge Edwarde the fyrst.

IT is to be vnderstanden, that the kyng ordeyned at Westmynster the fyrste daye of Apryl the. xxbti. yere of his raygne, that suche as wolde purchase a newe purchase, as men of relygyon that wolde amortyse landes or tenementes, shulde haue wrytes out of the kynges chauncery for to enquere vpon the poyntes accustomed in al thinges, and that inquests of landes or tenementes that be worth yerely more than. xx. li. that is to witte by extente, be retourned in to the eschequer, and there to make fyne for the amortismentes or for the purchase hauynge, if the inquestes do passe for hym that purchased them, and afterwarde it shall be certified vnto the chauncellour or his deputie that he take a reasonable fyne therfore accordinge to the quantitee of the thyng and after to deliuer it. In lyke maner they shall do that will purchase landes or tenementes holden of the kynge in chyefe. Also folke dwellynge beyonde the sea, that haue landes and tenementes, or rentes in Englande, and wyll purchase letters of protection, or wyll make generall attourneys, they shall be sente vnto the eschequer, and there shall make theyr fynes, and from thense shall be sente vnto the chauncellour, or his deputie, for that that he ought to do therin. In lyke maner they shall do that wyll purchase any fayre, market, marreyne, or any other libertie. Also suche as will purchase attermynemente of theyr dettes, shall be sente into the eschequer. Also suche as be not able to trauayle, and folke that dwell in farre counties, whiche pleade or be impleaded, shall haue a wrytte out of the chauncery to some sufficient man, that shall receyue their attourneys, when nede is. And for a remembraunce of these thynges there is an indenture made deuyded into thre partes, whereof one parte remayneth in the chauncery, an other in the eschequer, and the thyrde in the garderobe.

Purchase.

Attourney.

¶ The statute of wardes and reliefes, made the. xxviii. yere of kynge Edwarde the fyrste.

IT is to wytte, that where any relyefe is geuen, there wardeshyp is incydent, and contrary wyse. And suche as holde by seriaunty to go with the kynge in his hoste, there warde and relyefe are incident. And suche as holde by pety seriauntye, as to bere sheld or spere in the kynges hoste, to beare or to carye, ther lyeth neither warde, maryage, nor relieke. Also a fre sokeman shall not geue warde nor relieke, but he shall double his rente after the deth of his auncestour acor-

Relief.
Wardeshep.
Seriauntie.

coꝛdyng as he hath vſed to pay, and ſhal not be vnmeſurably greued. Now
ſomewhat is to be ſayd of the nature of hauyng wardes. There be two ma-
ners of wꝛittes to haue wardes, one is where landes be holden in knyghtes
ſeruyce, the other is where landes be holden in ſocage. The warde of lande
Knightes ſeruices. that is holden in knyghtes ſeruyce belongeth to the chiefe loꝛd, and the ma-
ryage, whiche ought to be without diſparagement, as the great chartour li-
mytteth, vntyll he commeth to the age of .xxi. yeres. The warde of an heire
that holdeth in ſocage, if the inheritaunce dyſcende of his mothers ſyde, then
Socage. it belongeth to the nerte frende of the fathers ſyde, and contrary wyſe. And
a wꝛytte to recouer warde, maye be bꝛought in. iii. maner, one is whan a
man demaundeth ward of the land and of the heyꝛe, and that is in caſe when
a man holdeth lande of an other by knyghtes ſeruice, and the tenaunt dyeth,
then may the chiefe loꝛde (if he be deſoꝛced) demaunde the warde of his land
and heyꝛe, and ſhall haue both ward and maryage. In other maner is when
a man is infeffed of a rode of lande by one man, and by an other of an other
rode, the ſeconde loꝛde may not bꝛynge a wꝛyt of warde to recouer eyther the
land oꝛ the heire, foꝛ the ward belongeth to the loꝛd, of whom he was firſt in-
feffed. The. iii. maner is where a man hath land in his handes by reaſon of a
warde, and hath not the heire, then he may bꝛynge a wꝛytte to demaunde the
heyꝛe and not the lande.

¶ A ſtatute foꝛ perſons appealed made the. xxviii. yere of kynge Edwarde the fyrſte.

Where as certaine iuſtices of late were aſſygned to take aſſy-
ſes in al ſhyꝛes of the realme, and alſo to deliuer the gailes of
the ſame ſhyꝛes at euery of their commynges after the taking
of ſuch aſſiſes, as moꝛe plainly is conteined in a ſtatute made
by kyng therupon, our ſoueraine loꝛd the king, at his parlia-
mente at weſtminſter, the. xxviii. yere of his reigne, foꝛ moꝛe
ſure obſeruacion of his peace, and felonies to be moꝛe quickely puniſhed, &
pꝛiſoners to be ſoner deliuered hath graunted, oꝛdeined, and pꝛouided, that
who ſo euer be apeled by pꝛouours, beyng in pꝛiſons, which the ſame iuſtices
Appeale. do deliuer (where ſo euer in our realme that ſuch appeles be dwelling oꝛ lur-
Shiriffes. king) that immediatly it ſhalbe commanded to the ſhyꝛyffe, in whoſe liberty
the parties ſo appealed be conuerſant oꝛ may be found by the kinges wꝛit vn
der the teſtymony of the ſame iuſtices, that he do take ſuche perſons appea-
led, and cauſe them to be bꝛo ught vnto the gayles, where the appealours be
kept, that appealed them, and ſhall anſwere there beſoꝛe the ſame iuſtices.
And if they that be appealed wyl put them ſelues vpon the countrei, it ſhalbe
commaunded in like maner by a iudiciall wꝛyt, from the iuſtices to the ſhy-
ryffe, in whoſe lybertie the felonies were done, of whiche they are appealed,
that he ſhall cauſe an inqueſt of the countre to come beſoꝛe the ſame iuſtices,
vnto the ſame place where the appealours be kepte, vnto a certayne daye.
Appealour. And the ſhyꝛyffes and other (in whoſe keppynge ſuche appealours be detayn-
ned) ſhal receyue without contradiction, thoſe that be appealed by ſuch pꝛo

uours

nours, where the parties appealed bee taken in the fourme abouesaide and brought vnto the same appealours.

¶ Articles vpon the charters made the. xxviii. yere of kyng Edwarde the first.

FOr as much as the articles of the great chartour of the lybertees of England and of the chartour of forest, the which kynge Henry father to our soueraigne lorde the kynge graunted to his people for the weale of his realme, haue not ben heretofore obserued ne kepte, and all because there was punisshemente executed vppon them whiche offended against the pointes of the chartours before mencioned Our soueraigne lorde the kynge hath againe graunted, renewed, and confirmed them, at the requestes of his prelates, erles, and barons, assembled in his parlyament holden at Westminster, the. xxviii. yere of his reigne. And hath ordeined, enacted, and establisshed certain articles against al them that offed cotrary to the poinctes of the saide chartours or any parte of them, or that in any wise transgresse them in the forme that ensueth.

FIrste of all that from henseforth the great chartour of the liberties of Englande graunted to all the comminaltee of the realme and the chartour of foreste in lyke maner graunted, shall be obserued, kepte, and maintened in euery pointe, in as ample wyse as the kynge hath graunted, renewed, and confirmed them by his chartour. And that the chartours be delyuered to euery shiriffe of Englande vnder the kynges seale to be redde foure tymes in the yere before the people in the full countie, that is to witte the nert county daie after the feast of saincte Myghell, and the nerte county daie after the feaste of the circumcision, and after Easter, and after the feaste of saincte John Baptiste. And for these two chartours to be fermely obserued in euery pointe and article (where before no remedy was at the common lawe) there shall be chosen in euery shyre courte by the comminaltee of the same shyre thre substanciall men, knightes, or other laufull wyse and well disposed persons to bee iustices, whiche shall be assigned by the kynges letters patentes vnder the great seale to here and determine (without any other writte, but onely their commission) suche plaintes as shall be made vpon all those that committe or offende againste any pointe conteined in the foresaide chartours, in the shyres where thei be assigned, as well within fraunchises as without. And as well for the kynges seruauntes out of their places as for other, and to here the plaintes from daie to day without any delay, and to determine them without allowing the delaies which be at the common lawe. And the same knightes shall haue power to punisshe all suche as shall bee attainted of any trespasse done contrary to any point of the foresaide chartours (where no remedy was before the common lawe) as before is saide by imprisonmente, or by fyne, or by amerciament according to the trespas. Neuertheless the kynge nor none of his councell that made this ordinaunce entende that by vertue hereof any of the foresaide knightes shall holde any maner of plea by power for to admitte

Cap. i. Confirmacion.

Iustices of oiis and terminer.

mitte any ſuite in ſuche cales, wherin there hath bene remedie prouided in tymes paſſed after the courſe of the common law by writ. Nor alſo that the common lawe ſhuld be preiudiced, nor the chartours aforeſaid in any point. And the kynge willeth that if all three be not preſent, or can not at all tymes attende to do their office in fourme aforeſaide, the kynge commaundeth that two of them ſhal do it. And it is ordeined that the kynges ſhiriffes and bailiffes ſhalbe attendaunt to do the commaundementes of the foreſaide iuſtices as ferforth as apperteineth vnto their offices. And beſydes these thinges graunted vpon the articles of the chartours aforeſaid. The kyng of his ſpeciall grace for redreſſe of the greuaunces that his people hath ſuſtained by reaſon of his warres, and for the amendemente of their eſtate, and to the entent that thei maie bee the more ready to doe him ſeruice, and the more willynge to aſſiſte and aide him in tyme of nede, hath graunted certaine articles the whiche he ſuppoſeth, ſhall not onely be obſerued of his liege people but alſo ſhall bee as muche profitable or more than of the articles heretofore graunted.

Attende.

Cap. ii. Secondarily for as much as there is a common greuaunce throughout the whole realme and damage without meaſure, for that the kynge and his miniſters exacte great priſes as well of aliens as of denizens where as thei paſſe through the realme, and take the goodes as well of clerkes as of lay people, whiche either paie nothinge at all, or elles muche leſſe then the value. It is ordeined that from henſeforth none do take any ſuche priſes within the realme, but onely the kynges takers, and the purueiours for his houſeholde, and that the takers and purueiours of his houſe ſhal take nothinge, but only for his houſeholde. And touchyng ſuche thinges as thei ſhall take in the countre of meate and drinke and ſuch other meane thynges neceſſary for the houſeholde, thei ſhall paie or make agremente with them of whom the thinges were taken. And that all the kynges takers purueiours, or catours from henſeforthe ſhall haue their warraunt with them vnder the kynges great or pety ſeale declarynge their auctoritee and the thynges wherof thei haue power to make price or purueiaunce, the whiche warraunte thei ſhall ſhewe to them whoſe goodes thei take before that thei take any thynge. And that thoſe takers, purueiours, or catours for the kynge ſhall take no more than is nedefull for the kynge his houſholde, and his children. And that thei ſhal not take any thynge for them that be in wages, nor for any other. And that thei ſhall make full aunſwere in the courte or in the wardrobe for all thynges taken by them, without makynge their larges any other where, or ſyueries of ſuche thynges as thei haue taken for the kynge. And if any taker for the kynges houſe by reaſon of his warrant make any priſe or ſyuerey otherwyſe then before is mencioned, vpon complainte made to the ſteward and to the treaſourer of the houſe, the trewth ſhall be enquered. And if he be attainted therof, he ſhall forthwith make agremente with the partie, and ſhall auoide the courte for euermore, and ſhall remaine in priſon at the kynges pleaſure. And if any make priſe without warraunt, and carry it awaie againſte the will of the owner, he ſhall immediately be arreſted by the towne where the priſe was

Priſes.

Purueiours.

was made and shalbe had vnto the nerte gaile, and if he be attainted therupon, it shalbe done to him as vnto a theefe, if the quantitee of the goodes do so require. And concerninge prises made in faires, good townes, and in portes for the kynges wardrobe, the takers shal haue their comon warant vnder the gret seale. And for the thinges that thei shal take, it shalbe testified vnder the seale of the keper of the wardrobe, and the numbre of the thynges taken, the quantitee and the value, wherof there shall be an indenture made betwene the takers and the kepers of faires, maires, or chiefe bailiffes of townes and portes by the viewe of marchauntes whose goodes shalbe so taken, and thei shal not be suffred to take any more then is conteined in their diuidende, which diuidende shalbe had in the wardrobe vnder the seale of the wardeine, maire, or chiefe bailiffe aforesaide, and there shal remaine vntil the accompt of the wardrobe to the kynge. And if it be founde that any hath taken otherwise then he ought to do, vpon his accompte he shall be punisshed by the kepers of the kynges wardrobe after his desserte, and if any make such prises without warraunt and be attainted therupon, he shall incurre the same peine, as thei whiche take prises without warraunt as before is saide. Neuertheles the kynge and his councell do not intende by reason of this estatute to diminish the kinges right for auncient prises due & accustomed as of wines and other goodes but that his right shalbe saued to hym whole in all pointes. Prises.

¶ Concerning the auctoritee of stewardes and marshalles, and of such pleas as thei may holde, and in what maner. Cap. lii.

Stewardes. Marshalles of the kinges house

It is ordeined that from hensforth they shall not kepe plea of freholde, neither of det, couenaunt, nor of any contract made betwene the kynges people, but onely of trespas done within the house, or within the vierge, and of such contractes and couenauntes that one of the house maketh with an other within the house and none other where. And thei shall pleade no plea of trespas, except the partie were attached by them before the kinge departed from the place where the trespas was committed, and shall pleade them spedely from daie to daie, so that thei maie bee pleded and determined before that the king depart out of the limittes of the same vierge wher the trespas was done. And if it so chaunce ỹ thei can not be determined within the limittes of the same vierge, then shall the same pleas cease before the stewarde, and be matters determinable at the comon law. And from hensforthe the stewarde shall not take conusaunce of dettes nor of other thinges but of such only as concerne them of the kynges house, nor shal holde none other plea by obligacion of the determinacion of the stewarde or the marshall. And if thei attempte any thinge contrary to this ordinaunce it shall be holden as voide. And for as muche as heretofore many felonies that haue bene committed within the vierge haue bene vnpunisshed, and all because the coroners of the countrey hath not bene authorised to inquire of felonies done within the vierge, but onely the coroner of the kynges house, whiche neuer continueth in one place, by reason wherof there can bee no triall made in due maner, nor the felones put in exigente nor outlawed, nor nothynge presented in the circuite, the whiche hath bene as well to the great damage of the king as to the disturbance of his peace. It is ordeined that from hensforth

in cases of the death of men, wherof the cozoners office is to make viewe and inquest, it shall be commaunded to the cozoner of the countrey that he with the cozoner of the kynges house shall do as belongeth to his office and enroll it. And that thing ꝑ can not be determined befoze the stewarde (where the felons can not be attached) oz foz other lyke cause, shalbe remitted to the common lawe. So that erigendes, outlawries, and presentmentes shal be made therupon in the circuite by the cozoner of the countrei as well as of other felonies done out of the bierge, neuertheles thei shall not omit by reason herof to make attachementes freshly upon the felonies done.

Cap.iiii. ¶ Moreouer no common plea shalbe from henseforth holde in the eschequer contrary to the fourme of the great chartour.

Common plea.

Cap.v. ¶ And on the other party the kyng wil that the chauncelour and the iustices of his bench shall folowe him so that he may haue at all times nere unto him some that be learned in the lawes, which be able duely to ozdre all suche matters as shall come unto the courte at all tymes, when nede shal requere.

Cap. vi. ¶ There shall no writ from henseforth that toucheth the comon law go forth under any of the pety seales.

Writ.

Cap. vii. ¶ The constable of the castell of Douer shal not from henseforth hold any plee of a forein county, within the castel gate, except it touche the kepinge of the castel, nor the said constable shal not distraine the inhabitauntes of the .v. portes to plede any other where nor otherwise, then thei ought after the fourme of their chartour obteined of kinges, for their olde fraunchises confirmed by the great chartours.

Constable of Doner.

Fyue portes.

Cap. viii. ¶ The kinge hath graunted unto his people, that thei shall haue election of their shiriffe in euery shyre (where the shyriualty is not of the fee) if thei list.

Cap. ix. ¶ The king willeth and commaundeth that no shiriffe nor bailiffe, shall impanel in inquestes & iuries ouer many persons, nor otherwise then it is ordeined by the estatute, and that thei shall put in the iury suche as be nerte neighbours, most sufficient, and lest suspicious. And he that otherwise doth and is attainted therupon, shall paie unto the plaintiffe his damages double, and shalbe greuously amerced unto the kynge.

Cap. x. ¶ In righte of conspiratours, false inquestmouts, and imbraceours of assyses, inquestes and iuries, the kinge hath prouided remedy foz the plaintiffes by a writte out of the chauncery. And from henseforth the kyng will that the iustices of either bench assigned to take assises, when thei come into the countrey to do their office, shal upon euery plaint made unto them awarde inquestes therupon without writ, and shall do righte unto the plaintiffes without further delaie.

Cap. xi. ¶ And foz because the kynge hath heretofore ordeined by estatute that none of his ministers shall take no plea foz maintenance, by whiche estatute other officers were not bounden before this tyme. The king wil that no officer nor any other (foz to obteine parte of the thing in plea) shall bere any matter that is in sute. Nor none upon any such couenãt shal geue up his right to another and if any do, and be attainted therof, the taker shall forfaite unto the kynge so muche of his landes and goodes as doth amount to the value of the parte

that

that he hath purchased for such maintenaunce. And for this atteindre, who so euer wyl sue for the kyng before the iustices afore whom the ple haugeth shal be admitted therto, and the iudgement shalbe geuen by them. But it may not be vnderstanden hereby, that any person shalbe prohibyt to haue counsell of pleders or of lerned men in the lawe for his fee, or of his next frendes.

¶ From hensforth the kynge wyl that suche distresses as are to be taken for his dettes shall not be made vppon beastes of the ploughe, so longe as they may fynde any other, vpon the same peyne that is ordeined by estatute. And wyll not that ouer great dystresses to be taken for his dettes, nor dryuen to furre, and if the dettour can fynde able and conuenient surety for a day with in which a man may purchase remedy for to agre for the demaunde, the dystres shalbe released in the meanetyme, and he that otherwise doth shalbe greuously punysshed. Cap. xii.

¶ And for as muche as the kynge hath graunted the election of shyryffes to the commons of the shyre, the kynge wyll that they shall chose suche shyryffes, that shall not charge them, and that they shal not put any officer in auctorite for rewardes or brybes. And that thei shal not lodge to oft in on place nor with poore persons, or men of religion. Cap. xiii. Election of shyryffes.

¶ From henseforth the kyng wil that baliwikes and hundredes of his, nor of other gret lordes of the land be not let to ferme at ouer gret summes, wherbi the people is ouercharged by making contribucion to such fermes: Cap. xiiii. Baliewykes, &c.

¶ In somons and attachementes in plea of land, the writtes from henseforth shal contein .xv. daies ful at the lest after the common lawe, if it be not in attachment of assises taken in the kinges presence, or of pleas before iustices in eyre during the eyre. Cap. xv. Attachementes.

¶ Suche execucion shalbe done of them that make false retournes of wryttes (wherby right is deferred) as it is ordeined in the seconde statute of westmynster, with lyke peyne at the kinges commaundment. Cap. xvi. False returne of wrytte.

¶ And for as muche as there is more encrese of malefactours in the realme then is expedient for the common welth, and that robberies, murders, and manslaughters are commytted out of mesure, and the peace lytle obserued, by reason that the statute which the kyng not long past made at wincheſter, is not obserued. The kyng wyl that the same statute be sent againe into euery county to be red and publisshed four times in the yere, and kept in euery poynt as straitly as the two great chartours, vpon the peines therin limitted. And for the obseruyng and maintenance of the statute, the knightes that be assigned in the shires for to redresse thinges done against the said gret chartours, shal be charged, and shall haue their warrant therfore. Cap. xvii. Execucion of statute of wincheſter.

¶ For redresse of wastes and destructyons done by eschetours, or subeschetours in the lādes or wardes, as of houses, wodes, parkes, warens, and of all other thynges that fall into the kynges handes. The kynge wyll that he whiche hath susteyned damage shal haue a wryt of wast out of the chauncery against the eschetour for his acte, and the subeschetour for his acte (if h haue whereof) & if he haue not, his mayster shall be aunswerable by lyke Ca. xviii. Wast. Eſchetour.

peyne concernynge damages as is ordeyned by the statute for them that do wast in wardshyps.

Cap. xix. Seisure of landes.

¶ From henceforth where the eschetour or the shyrysse sease landes into the kynges handes (where there is no cause of seyser. And after when it is found no cause, the profytes taken in the meane tyme haue bene styll reteyned and not restored, when the kyng hath his oustre le mayne. The kyng wyl that it hereafter any landes be seased, and after it be out of his handes by reason that he hath no cause to sease nor to holde it, the issues shalbe fully restored to him, to whom the lande ought to remayne, and whiche hath susteyned the damage.

Cap. xx. Goldsmyth.

¶ It is ordeyned that no goldsmyth of England nor none other where with in the kynges dominion shall not from henceforth gilde nor cause to be gilded no maner of vessel, iewell, or any other thynge of golde or syluer, excepte it be of the very best alay, and siluer of the sterlyng alay, or of better at the pleasure of him to whom the golde belongeth, and that none gylde worse syluer then sterlynge And that he suffer no maner of vessell of golde or syluer to departe out of his handes, vntyl it be assayed by the wardeins of the craft, and further that it be marked with the lybardes head. And that they worke no worse gold then of the towche of Paris. And that the wardeins of the crafte shal go from shop to shoppe amonge the goldsmythes to assay if theyr gold be of the same towche that is spoken of before. And yf they fynde any other then of the towche afore sayd, the golde shalbe forfeyt to the kynge. And that none shall make ringes, crosses, nor lockes. And that none shal set any stone in golde, excepte it be naturall. And that grauers or cutters of stones and of seales shall geue to eche theyr weight of siluer (as neere as they can) vpon their fidelitee. And the iewelles of base golde whiche they haue in their handes, they shall vtter as fast as they can. And from henceforth if they bie anye of the same worke, they shall bye it for to worke vpon and not to sell agayne. And that all the good townes of Englande where any goldesmythes be dwellyng shalbe ordred accordyng to this estatute, as they of London be. And that one shall come from euery good towne for all the residue that be dwellyng in the same, vnto London for to be assertained of theyr tweth. And if any goldsmyth be attainted hereafter because that he hath done otherwyse then before is ordeined, he shalbe punished by imprisonment, and shall make fyne at the kynges pleasure. And notwithstandyng all these thynges before mencyoned or any poynt of them, both the kyng and his councell, and al they that were present at the makyng of this ordynance, wyll and intend that the right, and prerogatyue of his crowne shalbe saued to him in all thynges.

A statute

¶ A ſtatute for eſchetours made the .xviij. yere of kynge Edwarde the fyrſte.

AT the parlyamente of our ſouereigne lorde the kynge, holden at Lyncolne in the vtas of ſaincte Hillari, the .xrix. yere of his reigne, by his councell it was agreed, and alſo commaunded by the kyng him ſelfe, that from thenſe it ſhuld be obſerued and done accordinge to the aduiſe of the reuerende father W. Langeton the biſhop of Couentre and Litchefelde, and treaſourer to the kynge, John Langeton then beinge Chauncellour, and other of the councell there preſent before the kynge, that where inqueſtes taken by his eſchetours by any of the kynges writtes purchaſed out of the chauncerye beinge retourned, and it be founde by ſuche inqueſtes, that nothinge is holden of the kynge, wherby the kyng ought to haue the warde of ſuche landes and tenementes by reaſon of the inqueſt taken by his eſchetours, that immediately and without any delai the eſchetours ſhall be commaunded by the kynges writ, had out of the kinges chauncery, to put fro their handes al the landes and tenementes ſo taken in to the kynges poſſeſſion, and if thei haue taken any profittes of ſuche landes and tenementes ſo taken into the kynges handes by them, from the tyme that ſuch landes and tenementes fell into the kynges handes (thei ſhall make full reſtitucion to him or them, for whom it was founde by inqueſtes taken by the ſame eſchetours, that ſuche landes ought to remaine, ſauing alwaie to the kynge, in caſe that, (after ſuche tyme as his eſchetours, haue diſcharged their handes by force of the kynges writte, as before is ſaide,) yf any thynge happen to be founde in the chauncery, or the eſchequer, or in any other of the kynges courtes, whereby the warde of ſuche landes, wherof the eſchetours haue diſcharged their handes, in fourme aforeſaid ſhoulde belonge vnto the kyng, that immediatly he in whoſe poſſeſſions ſuch landes happen to be, ſhal be ſomoned by a writ out of the chauncery to be afore the kynge at a certaine daie where ſo euer, &c. to ſhewe if he can ſaie any thinge wherfore the kynge ought not to haue the warde of ſuche landes, according to the fourme of the euidences or remembraunces founde for the kynge. And if he come in, and ſhewe why the warde of ſuch landes doth not belong vnto the king, but doth ſhewe, that it ought to belong and remaine to him ſelfe, he ſhal go quite, and ſhall retaine the warde. But in caſe that the partie warned doth not come, or yf that he come and can ſhewe nothinge to put the kynge from the warde, the landes and tenementes ſhalbe forthwith releſed into the kynges handes, to be kept in name of wardſhip vnto the laufull age of ſuch heires, as before is ſaide. And if it be founde vpon the inqueſtes taken by the eſchetours and retourned, that the warde of the ſame landes and tenementes conteined in the inqueſt, and ſealed into the kynges handes, ought not to remaine vnto the kyng, then the eſchetour ſhalbe commaunded forthwith to diſcharge his handes therof, and to reſtore the iſſues wholly. In lyke maner if it be found afterwarde by the euidences and remembraunces in the chauncery, eſchequer, or other where, as before is ſaid, that our ſoueraine lorde the kynge ought to

Eſchetours.

haue the warde therof, the kyng ſhall be aunſwered vnto for the whole iſſues and profites, by the handes of ſuch as helde the ſame landes and tenementes from the tyme thei were firſt taken into the kynges handes by his eſchetours by the writtes abouelaide. And this order ſhalbe obſerued from henſforth in the chauncery, notwithſtanding a certaine ordinaunce lately made by our ſouerain lord the kyng, concerning landes and tenementes taken into his handes by his officers, and not to be deliuered but by the kyng him ſelfe, and as it is conteined in a certain diuidenda or indenture made betwene the king him ſelfe and his chauncellour, wherof one parte remaineth in the cuſtody of the Chauncellour.

The newe ſtatute of Quo warranto, made the .xxx. yere of kynge Edwarde the firſte.

Quo warranto.

THe yere of our lorde. M. CC. lxxbiii. the .bi. yere of the reigne of kinge Edwarde at Glouceſter, in the moneth of Auguſt, the king him ſelfe prouidinge for the welthe of his realme, and the more full miniſtracion of Juſtice as to the office of a kynge belongeth (the more diſcrete men of the realme, as well of highe as of lowe degre, beinge called thether) it was prouided and ordeined, that where the realme of Englande in diuers caſes, as well vppon lyberties as otherwiſe, wherin the lawe failed, to avoide the greuous damages and innumerable diſherisons that the defaute of lawe did bringe in, had nede of diuers helpes of newe lawes and certaine newe prouiſions, that theſe prouiſions, ſtatutes, and ordinances vnderwritten ſhall from henſeforth be ſtraitely and

Lyberties.

inuiolably obſerued of all the inhabitantes of his realme, where as prelates, erles, barons, and other of our realme that claime to haue diuers lyberties, which to examine and iudge, the kyng had prefixed a date to ſuch prelates, erles, barons, and other. It is prouided, agreed, and ordeined, that the ſaid prelates, earles, barons, and other ſhall vſe ſuche maner of lyberties, after the fourme of the writ here folowing. Rex vic. ſalutē. Cum nuper in parliamēto noſtro apud weſtmonaſterium, per nos & conſilium noſtrum prouiſum ſit & proclamatum, ꝙ prelati, comites, barones, & alii de regno noſtro, qui diuerſas libertates per cartas progenitorum noſtrorum regum Anglie habere clamant, ad quas examinandas & iudicandas diem prefixerimus in eodem parliamento, libertatibus illis taliter vterentur, ꝙ nihil ſibi per vſurpacionem ſeu occupacionem accreſſerent, nec aliquid ſuper nos occuparent. Tibi precipimus, ꝙ omnes illos de com. tuo libertatibus ſuis quibus hucuſq; rationabiliter vſi ſunt vti & gaudere permittas informa predicta, vſque ad proximū aduentum noſtrū per comitatum predictum, vel vſque ad proximum aduentum iuſticiariorum itinerantium ad omnia placita in comitatu, vel donec aliud inde preceperimus ſaluo ſemper iure noſtro cum inde loqui voluerimus. Teſte &c. In lyke maner and in the ſame fourme writtes ſhall be directed to ſhiryffes and other bailiffes for euery demandant, and the fourme ſhalbe chaunged after the diuerſitie of the lybertie which any man claimeth to haue, in this wiſe: Rex uic. ſalutem. Precipimus tibi, quod per totam balliuam tuam videlicet tam in ciuitatibus ꝙ in burgis & aliis villis mercatoriis & alibi, publice proclamari facias

quod

quod omnes illi qui aliquas libertates per cartas progenitorū nostrorum regum Anglie vel alio modo habere clamant, sint coram iusticiariis nostris ad primam assisam, ad ostendendum cuiusmodi libertates habere clamant, & quo warāto. & tu ipse sis ibidem personaliter cum balliuis & ministris, ad certificandum ipsos iusticiarios super his & aliis negociis illud tangentibus. This clause of liberties that beginneth in this wyse, Precipimus tibi ꝙ publice proclamari facias. &c. is put in the wryt of common somons of the iustices in eyre, and shall haue a premonicion or warnyng before by the space of. xl. dayes, as the common somons hath, so that if any party that claymeth to haue libertee be afore the kyng, it shall not be in defaulte before any iustices in their circuites: for the kyng of his specyal grace hath graunted, that he wil saue that partie harmeles as concerning that ordynaunce. And if the same partie be impleded vpon suche maner of lyberties before one or two of the forsayde Justices, the same iustices, before whom the partie is impleded shall saue him harmeles before the other Justyces. And if the forsayde partye be afore the kynge, so that he can not bee the same daye afore the sayde Justices in their circuites, the kynge shall saue that partie harmeless before the forsayde Justyces in their cyrcuites for the daye, where as he was before the kynge. And if he do not come in at the same daye, then those lybertyes shall be taken into the kynges handes in name of dystresse by the shyrffe of the place, so that they shall not vse them vntyll they come to aunswere before the Justices. And when they do come in by distresse, theyr lybertyes shall be repleuyshed (if they demaunde them) in the whiche repleuyns they shall aunswere immediately after the fourme of the wrytte aforesayde: and if percase they wyll chalenge and saye that they are not bounden to aunswere in the originall wrytte, then if it may appere by any meane, that they haue vsurped any liberties vpon the kynge or his predecessours, of theyr owne heade or presumpcion, they shall be commaunded to aunswere incontinent without wrytte. And moreouer they shall haue suche iudgement as the court of our soueraine lorde the kynge wyll awarde. And if they wyll saye further, that their auncestours dyed seased therof, they shalbe harde: and the treuth shalbe inquired incontinent, and accordynge to that, iudgement shalbe geuen. And if it appere, that theyr auncetours dyed seased therof, then the kynge shall haue a wryt out of the chaunccrie in this fourme, Rex vicic, salutem. Sum. per bonos summoſi in talem, ꝙ sit coram nobis apud talem locum in proximo aduẽtu nostro in comitatu predicto, vel coram iusticiariis nostris ad proximam assisam, cum in partes illas venerint, ostẽsurus, quo warranto tenet visum francipleg. in manerio suo de N. Vel sic: quo waranto tenet hundredum de S. id comitatu predicto uel quo waranto clamat habere theloniū pro se & heredibus suis per totum regnū nostrum. Et habeas ibi hoc breue. Teste &c. And if they come in at the same day, they shal answere, and if they do not come, nor be essoyned before the king, and the king do tary lenger in the same shyre, suche ordre shall be taken as is in the circuite of Justices. And yf the kynge departe from the same shyre, they shalbe atourned vnto short dayes, and shall haue reasonable delayes accordynge to the discrecion of the Justyces, as it is vsed in personall actyons. Also the Justyces erraunte in

Distresse.

Repleuyn.

Iudgement.

theyr cyrcuyte shall do accordyng to the forsayde ordinance and according as suche maner of pleas ought to be ordred in the circuite. Concernyng complayntes made and to be made of the kynges baylyffes and of other, it shalbe done accordyng to the ordinaunce made before therupon and accordynge to the inquestes taken therupō heretofore, and the clause subscribed shalbe put in a writte of common somons in the circuite of the iustices assigned to common pleas dyrected to the shyrriffe. &c. and that shalbe such. Rex vicicomiti salutem. Precipimus tibi, q̄ publice proclamari facias, q̄ omnes conquerentes seu cōqueri volentes, tam de ministris & aliis balliuis nostris quibuscunque, q̄ de ministris & balliuis aliorum quorumcunque & aliis, veniant coram iusticiariis nostris ad primam assisam, ad quascunque stuerimonias suas ibidem ostendendas, ad competentes emendas inde recipiendas secundum legem & consuetudinem regni nostri, & iuxta ordinacionem per nos inde factam, & iusta tenorem, statuorum, & iuxta articulos eiusdem iusticiariis nostris inde traditor prout predicti iusticiarii tibi scire faciant ex parte nostra. Teste meipso, &c. decimo die Septembris. Anno regni nostri trigesimo.

Baylyffes. Complaynt.

¶ The statute of protection made. xxviii. yere of kyng Edward the fyrst.

EDward by the grace of god. &c. To all his true and faythful subiectes, greetynge. For as muche as many do purchase the protection of our souerayne lord the kyng, affirmyng that they were out of the realme in the kynges seruyce: It is prouyded, that if their aduersary wyll chalenge the protection, and immedyately when it is shewed in the courte, wyll auerre that they were within the foure ses, and out of the kinges seruyce in a place certaine, so that they might haue conuenyently appered, their chalenge shalbe entred. and the matter shall remayne without day according to the nature of the protections. And whan it shalbe resomoned, and the party commeth into the courte, he shall demaunde iudgement and heryng of the proces, and offer to auerre his chalenge, if his aduersary wyll attende. And if the countre do passe against him, that caste it, the protection shall tourne as a defaute to him that caste it, if he be tenaunt. And if he be demaundant, he shal lese his writ, and shalbe amercied vnto the kyng. Gyuen at westmynster the. xviii. day of Nouember, the. xxxiii. yere of kyng Edward, son of kyng Henry.

Protection. Chalenge.

¶ A difinicion of conspiratours, made the xxviii. yere of kyng Edward the fyrst.

ONspiratours be they that do confedre or binde them selues by othe, couenant or other alyaunce, that euery of them shall ayde and beare the other falsely and malicyously to indyte, or falsely to moue or maynteyne pleas, and also suche as cause chyldren within age to appele men of felony wherby they are imprisoned and sore greued, and suche as retayne men in the countrey with liuerys or fees for to maintaine their malicious enterprises. and this extendeth as wel to the takers as to the geuers. And stewardes and baylyffes of great lordes which

Conspiratours.

whiche by their ſeignoꝛy office oꝛ power vndertake to bere oꝛ maintetne quareis pleas oꝛ debates that concerne other parties then ſuche as towchen the eſtate of theyꝛ loꝛdes oꝛ them ſelues. This oꝛdinaunce and final ditinicion of conſpiratours was made by the kyng and his counſell in his parliament at weſtmynſter in the feaſt of the Natiuitee of S. Mary the xxvii. yere of hys reyne. And it was further oꝛdeyned that Juſtices aſſigned to the hering and determining of felonies & treſpaſſes in the ſhyꝛes of England ſhuld haue the tranſcrypt hereof. Champertoues be they that moue pleas and ſutes oꝛ cauſe to be moued either by their owne pꝛocuremēt oꝛ by others, and ſue thē at their pꝛopꝛe coſtes foꝛ to haue part of the land in variance oꝛ parte of the gaines. Champertoure.

¶ The ſtatute of conſpiratours made the. xxviii. yere of kynge Edwarde the fyꝛſte.

Where it is conteyned in our eſtatute, that none of our courte ſhulde take any plea to champertye by crafte noꝛ by engyn. And that no pleders, appꝛentiſes, attourneis, ſtewardes of great men, baylyffes, noꝛ any other of the realme ſhuld take foꝛ maintenance oꝛ that lyke bargayne, any maner of ſute oꝛ plea agaynſt other, wherby al the realme is vnmeſurably greued, and both ryche as poꝛe troubled in dyuers maners. It is pꝛouyded by a common accoꝛde, that all ſuche as from henſkoꝛth ſhalbe attaynted of ſuche empꝛyſes, ſuites, oꝛ bargaynes, and ſuche as conſent to ſuche maner of dealyng, ſhal haue impꝛiſonment of thꝛe yeres, and ſhall make fyne at the kynges pleaſure, Gyuen at Berwyke vpon Twede the. xx. yere of the reygne of kyng Edward. Our ſoureaine loꝛd the kyng, at the infoꝛmation of Gylbert Rowbery clerke of his counſell, hath commaunded, that who ſo euer wyll complayne hym ſelfe of conſpiratours, of falſe quareles, vpholders, inuentours, and mainteinours of falſe matters and part takers therof & bꝛokers of debates, that Gilbert of Thoꝛneton ſhal cauſe them to be attached by his wꝛyt, that they befoꝛe our ſoueraine loꝛde the kynge, to aunſwere vnto the plaintiffes by this wꝛytte folowynge. Champerty. Conſpiratours.

Rex vic. ſalutem. Precipimus tibi, quod ſi A, de G, fecerit te ſecurum de clamore ſuo proſequendo, tunc pone per uadium & ſaluos plegios G, de C, q̄ ſit coram nobis in octauis ſancti Iohannes Babtiſte, ubicunque tunc fuerimus in Anglia, ac reſpōdendum predicto A, de placito conſpiracionis & tranſgreſſionis ſecundum ordinacionem noſtram nuper inde prouiſam, ſicut idem A, rationabiliter monſtrare poterit, quod ei inde reſpondere debeat. Et habeas ibi nomina plegiorum & hoc breue. Teſte, &c.

¶ An oꝛdinaunce of Enqueſtes made the. xxviii yere of the reygne of Edwarde the fyꝛſte.

Of inqueſtes to be taken befoꝛe any of the Juſtices, wherin our ſoueraine loꝛd the king is party, how ſo euer it be: It is agreed and oꝛdeyned by the king and al his counſel, that from henſkoꝛth not withſtandyng it be alledged by them that ſue foꝛ the kynge, that the iuroꝛs of thoſe inqueſtes oꝛ ſome of them be not indifferente foꝛ

for the kynge, yet ſuche inqueſtes ſhall not remaine vntaken for that cauſe, that is to ſay if any of them that ſue for the kynge wyll chalenge any of thoſe iurours they ſhall aſſigne for theyr chalenge a cauſe certaine, and the trueth of the ſame challenge ſhalbe inquered, whether it be true or not, after the diſcrecion of the Juſtices, ſo that the ordinaunce precedent, and the ordinaunce folowynge of the foreſt were made in the parliament at Weſtminſter, the ſonday next before the feaſt of ſaynt Mathew Apoſtle, the .xxxiii. yere of the reine of kyng Edward ſonne of kyng Henry.

Inqueſt.
Chalenge.

¶ An ordinaunce, of the foreſt made, xxxiii yere of kyng Edward the fyrſt.

Where as certaine people that be putte out of the foreſt for the purlew, and by the great men haue made requeſt to our ſouereine lorde the king at this parliament, that they might be acquyted of their charge and of thynges that the foreſtars demaunde of them, as they were wont to be: Our ſoueraygne lorde the kynge anſwered, fyrſt that where he had graunted purlyew that he was pleaſed, that it ſhulde ſtande in lyke maner as it was graunted, all be it that the thynge were ſued and demaunded in an euyll poynt. Neuertheleſſe he wylleth and intendeth that all his demeane landes where ſo euer they be, that haue ben of the crowne, beynge retourned by way of eſcheate or otherwyſe, ſhall haue eſtate of free chaſe and fre warren, and in ſuche maner ſhalbe ſaued and kepte to his vſe for all maner of eſcheates and for all maner of thynges that pleaſeth hym. And in right of them that haue landes and tenementes diſafforeſted for the ſayd purlyew, and ſuche as demaund to haue common within the boundes of foreſtes. The entent and wyll of our ſoueraigne lorde the kynge is that from henſeforth (where purlyew is) they may clayme to be quyte of charge of the foreſtes. And where as the kynges beaſtes can not haue their haunte and repayre vpon the foreſt grounde as they had ſo long as they were within the foreſtes, that ſuch folke ſhall not haue common nor other eaſement within the boundes of the woodes nor of the landes, the whiche remayne in foreſte, but if any of them that be diſafforeſted by the purlywe, wolde rather be within the foreſt as thei were before, than to be out of the foreſt, as they be nowe. It pleaſeth the kynge very well, that they ſhalbe receyued therunto, ſo that they ſhall remayne in theyr auncient eſtate, and ſhall haue common and other eaſement as well as they had before. Wherupon our ſoueraigne lorde the kyng willeth and commaundeth, that his Juſtices of the foreſtes on this ſyde Trent and beyonde Trent, in lyke maner ſhall kepe and holde and cauſe to be kept and holden ſtraytly the foreſayde poyntes within their lyberties in the forme aboue mencioned.

Freechaſe.
Foreſt.
Trent.

In

¶ An ordinaunce of measuryng of lande made the. xxviii. yere of kynge Edwarde the firste.

Acre of lande.

VVhan an acre of lande conteineth .c. perches in lengthe, than it shall be in bredth .xvi. perches, when in conteineth .cl. perches in length, then it shalbe in bredth. xliii. dim̃ qr. one fote, when it is. 13. then. 13. 5. fote. 1. inche, when. 14. then. 11. 7. fote. 1. inch, when 15. then. 10. and dim̃. 2. fote and dim̃. when. 16. then. 10. when. 17. the. 9. 3. fote. 3. inches and dim̃. when. 18. then. 8. dim̃. 6. fote and dim̃. 5. inches when. 19. then. 8. 6. fote. 4. inches and dim̃. when. 20. then. 8. perches, when 21. then. 8. perches and dim̃. 2. fote. 1. ynche, when. 22. then. 7. 1. qr. 8. ynches and dim̃. when. 23. then. 6. and dim̃. 3. ynches. 6. fote and dim̃. when. 24. then 6. and. dim̃. 2. fote, and dim̃. 3. inches. when. 25. then. 6. and. 1. qr. 2. fote and dim̃ inche, when. 26. then. 5. and dim̃. 6. fote. 2. inches, when. 27. then. 5. and dim. 3. fote when. 28. then. 5. 7. fote and dim̃. when. 29. then. 5. 6. fote and dim̃. when. 30. then. 5. 6. fote, when. 31. then. 5. 2. fote and dim̃. when. 32. then. 5. when 33. then. 4. dim. 1. qr. 1. fote. and dim̃. 1. inche, when. 34. then. 4. and dim. 3. fote 4. inches and dim. 1. qr. when. 35. then. 4. and dim. 1. fote. 2. inches and dim. when. 36. then. 4. 1. qr. 3. fote and. 5. inches and dim. when. 37. then. 4. 1. qr. 3. fote and dim. when. 38. then. 4. 4. fote and dim. when. 39. then. 4. 1. fote and dim. 2. inches and dim. when. 40. then. 4. when. 41. then. 3. 1. qr. 2. fote and dim. when 42. then. 3. 1. qr. 2. fote, when. 43. then. 3. 1. fote. and dim. when. 44. then. 3. and dim fote, and. 5. inches, when. 45. then. 3. and dim.

¶ The statute of iointenaunces, made the. xxviii. yere of kynge Edwarde the firste.

Iointenaunt.

THe kynge our soueraigne lorde vnto all, to whom these. &c. gretyng. It is wel knowen, that amonge diuers establishmentes of lawes, whiche we haue ordeigned in our owne tyme vpon the great and heinous mischiefes that happen in writtes of nouel disseisin chiefely aboue other, we haue deuised more spedy remedy in those writtes, then was before. And for as muche as it chaunceth many tymes in assyses of nouel disseisin, that the tenaunte doth pleade against the plaintiffe, that he holdeth the landes beinge in demaunde iointely with his wyfe, not onely named in the writ, and sometime with a straunger not named in the writte, and sheweth forth a dede testifyinge the same, and demaundeth iudgement of the writ: It is agreed and ordeigned, that if the plaintiffe wyll offer to auerre by assise, that the date of his writte purchased, he that alledged the exception was sole tenaunt, so that neither his wyfe nor any other had any thinge in the saide landes, then the Iustices, before whom the assyse is arrained, shall retaine the same dede saufely in their kepinge, vntill the assyse be tryed betwene them therupon. And thei shall lette the party absent to vnderstande by our writ vnder their witnessing, and also to the iointenaunt that is present, of whom the deede maketh mencion, that he be presente, at a certaine date with the other tenaunt, for to answere vnto the party plaintiffe, as well vpon the exception alledged, as of the landes demaunded and put in

Assise de nouel disseisin.

viewe

viewe, if it seme expedient for him, at whiche daie if both that are named tenauntes do come in, and do iustifie the same feffement, thei shall answere and maintaine the exception alledged by one of them, and further shall aunswere vnto the assise as though the originall had ben purchased against bothe of them ioinctely. And if it be proued by assise, that the exception was alledged maliciously for to delaie the plaintiffe of his right, so that thei helde not the same lande iointly the daie of the writ purchased, then all be it the same assise do passe for the tenauntes, and against the plaintiffe, yet thei that alledge the exception shalbe punished by one yeres imprisonment, whens thei shall not be deliuered without greuous fyne. And let the Iustices bee well aduised, that from henseforthe thei doe not allowe an exception alledged by the bailiffes of any suche tenauntes: and if he that alledgeth the exception absent him selfe at his daie, and the other that is named iointenaunt do appere, although he iustifie the same dede, and saie that he hath nothinge in the forsaide landes. &c. neuertheless the assise shall passe aginste hym that is absente by defaute. And if it be founde by assise, that thei were not iointly seased the daie of the writ purchased, and lykewyse that the tenaunt against whom the writte was purchased, or an other named in the writte did disseise the plaintiffe, then hauinge regarde to them that was falsely and maliciously alledged to the hurte of the partie, and to the disseisin that thei made, the plaintiffe shall recouer his seasin and double damages, and thei that alledge the false exception shall haue the punishement aforesaide. But if neither of the tenauntes doe come in at the daie, than vpon their defaute the assyse shal passe against them. And if it be found, that the same exception was laufully and truely alledged, and that thei that alledged it were iointly seased before the plaintiffe purchased his writte against them, the assise shall passe no further, but the writte shall be abated. The same shall be obserued if both or one do appere, if it be founde by assyse, that the exception was truly alledged, as before is saide. The same order shall be obserued in assises of Mortdauncetour and writtes of Iuris vtrum that the firste daie that the parties appere in courte, if the tenaunte alledge the exception against the demaundaunt: thewinge a dede therupon, and the demaundaunt wyll offer to auerre by the assise or iury, that the daie of his writte purchased, he that alledged the exception was sole tenaunt, hereafter the same maner of processe shall bee vsed in assises of Mortdaunceftour, and writtes of Iuris utrum, as before is ordeined in assises of nouel disseisin, and lyke punishement shall be awarded to the offendours. But in other writtes, wherby landes are demaūded, suche processe shall be made at the firste daie, that the parties appere in courte, if the tenaunt do alledge the foresaide exception of a toincte feffement and the demaundaunt wyll offer to auerre by the countrei, that the day of the writte purchased he that alledged the exception, was sole tenaunte, than the same maner of processe shalbe obserued betwixt the parties vntil a iury haue passed betwene them therupon. And if it be founden by the iury, that the same exception was truely alledged, then the writte of the demaundaunt shall abate: And if it be founden by the iurie, that the same exception was falsely

and

Feffement. Exception.

Assise.

Exception.

and malytyously alledged to the hynderaunce of the party, then the demaun daunt shall recouer his seasen of the landes in demaunde, and the tenaunt shall be punished by the peyne abouesayd in a wrytte of nouel disseisin, as to the imprisonment, and as to the damages accordynge to the discretion of the Justices. And we wyll and graunt, that this statute shall take his effete the morowe after the feast of sayde Peter ad vincula next commynge. For as muche also as pleas in courte spirituall as heretofore had many tymes vnreasonable delayes by reason that our wrytte that is called Indicauit, was many tymes brought before the iudges of suche matters when they were begonne: and therupon our chiefe Justices coulde not procede lawfully nor in due maner to awarde a wrytte of Consultacyon vpon suche maner of proces, is agreed that such a wryt of Indicauit shal not be graunted from henseforth to any man, before the matter hanging in the spiritual courte betwene the parties be recorded, and that our chauncellour shalbe certified therupon vpon the syght and inspection of a lybel. In witnesse of which thyng we haue caused these our letters to be patent. I my selfe beynge wytnesse at westminster. Geuen the.xxvii. day of the month of May, the.xxxiiii. yere of our reigne.

Delayes. Indicauit. Consultacion. Lybell.

¶ Articles of inquisicion vpon the statute of wynchester made in the tyme of kynge Edwarde the fyrst.

THe maner of enquerynge vpon the statute of wynchester when it is obserued and when not, and of such as haue obserued the sayd statute, and of such as haue not suffred the contentes therof to be obserued. Of felonyes and robberies committed after Easter the.xiii. yere of the reine of kynge Edwarde, and in what maner suche felonies were done whete and by whom and the suttes of them by inquestes, accordynge to the tenour of the statutes made therupon afterwarde. And if the shyrryffe haue answered for the bodies of such offendours or not. Also if the gates of the cities or great townes were shytte from the tyme of the sonne goynge downe vntyll the sonne rysynge. And if any straungers were lodged in the suburbes or in the out parties of the cytee for whom their hostes wyll not aunswere. And also how baylyffes and other officers of townes haue made inquerye therof. And if watches haue ben kept after as is conteined in the saide statute or not, and howe the wathmen haue kept theyr watche. And if the kynges hygh wayes from one marchant towne to an other be inlarged, as well in the kynges owne townes as els where accordyng to the statute and if they be not inlarged to inquyre what wayes, and where they be, and who ought to haue inlarged them. And of such as set suche inlargementes as wel in parkes as in other woodes. Also if all betwene the age of of.xv. and lx. be sworne to kepe the peace. Also if they haue weapons in their houses accordynge to the quantitie of theyr landes and goodes for maintenaunce of the peace accordyng to the statute. And also if constables do make viewe of armour in due maner and of other thinges belongyng to their office or not. Also if shiriffes hundreders, bailiffes of libertes, and fosters come at hue and crye le tied, and if they make pursuite for kepyng the kynges peace accordyng to the statute or not.

A

¶ A Statute of Amortisement of landes.

IN dwchynge the graunt of our soueraigne lorde the kynge to be obtayned vpon Inquestes retourned in the chauncery for landes to be abzeued into Mortmayne. The kyng commaundeth, that nothing shalbe done (where there be any lordes meane) except the religious persons can shewe to our soueraigne lorde the kynge their assent vnder their patentes sealed with their seales. And that nothing shall passe, in case where the donour reserueth nothing to him selfe. And lykewyse where Inquisicions be made and returned without warrant, that is to wyte the wryt originall without the inquest, and except that the wryte originall make mencyon of euery thynge accordyng to the newe ordinaunce deuised by the kynge.

¶ A statute concernynge certayne lyberties graunted by the kynge to his commons.

Cap. i. Ayde.

AND tallage or ayde shalbe taken or leuyed by vs or our heyres in our realme, without the good wyll and assente of Archbyshops, byshops, erles, barons, knyghtes, burgesses, and other fremen of the lande.

Cap. ii. Takynge.

¶ No officer of ours or of our heires shal take, corne, lether, catell, or any other goodes of any maner person without the good will and assent of the party to whom the goodes belonged.

Cap. iii. Maletent.

¶ Nothynge from henceforth shalbe taken of sakes of wolle, by colour or occasion of Maletent.

Cap. iiii. Libertines.

¶ We wyll and graunt for vs and our heyres that all clerkes and laye men of our lande, shall haue theyr lawes lyberties, and fre customes as largely and holly, as they haue vsed to haue the same at any time when they had the best. And if any statutes haue ben made by vs or our auncestours, or any customes brought in contrary to them, or any maner artycle conteyned in this present charter: we will and graunt that such maner of statutes and customes shalbe voyde and frustrate for euermore.

Cap. v. Pardon.

¶ Moreouer we haue pardoned Humfrey Bohun erle of Herefordе and Elser constable of England, Roger erle of Norfolke and Suffolke Marshall of Englande, and other erles, barons, knightes, esquiers, and namely John de Ferrariis with all other beynge of their felowshyp confederacy, and bonde, and also to all other that holde .xx. li. lande in our realme, whether they holde of vs inchiefe or of other: that were appoynted at a daye certaine to passe ouer with vs in to Flaunders, the rancour and euyll wyll borne against vs, and all other offences that they haue done agaynst vs vnto the makynge of this present charter.

Cap. vi. Curse.

¶ And for the more assuraunce of this thynge we wyll and graunt that all archebyshops and byshops for euermore shall rede this present charter in theyr cathedrall churches twyse in the yere, and vpon the redyng therof in euery of their paryshe churches shall openly denounce accursed all those that

wyl

willingly do, or procure to be done any thynge contrary to the tenour force and effecte of this presente charter in any poincte and article. In witnesse of whiche thinge we haue set our seale to this presente charter, together with the seales of the archbishops, bishops, &c. which voluntarely haue swoorne that as muche as in them is, thei shall obserue the tenour of this presente charter in all causes and articles, and shall extende their faithfull aide to the keppynge therof. &c.

A statute for knightes made the firste yere of kynge Edvvarde the seconde.

OVR SOVERAIGNE LORDE THE kynge hath graunted that all suche as ought to be knightes, and be not, and haue bene distrained to take vpon them the order of a knight within the feast of the natiuitee of our lorde, shall haue respite to take the forsaid armes of a knight, vntyl the vtas of saint Hillary without occasion, and after that thei shall be distrained excepte thei make some other meane. Also he hath graunted that if any wyll complaine in the chauncery, because he was dystrained. &c. and hath not. xx. li. yerely in fee, or for terme of lyfe, and wyll proue that by the countrey, then it shall be writen vnto the more discrete and sage knightes of the shyre to take the saide inquisicion, and if it fortune to be tried so by the same inquest, he shal haue remedy and the distresse shal ceasse. Also if any be impleded for all his land or for parte of the same, so that the residue be not sufficient to the value of. xx. li. and can proue the same, than the distresse shall ceasse vntill the same plea be determined. Also if any of them be bounden in certaine dettes awarded in the eschequer for a certaine summe to be receiued yerely out of his landes, so that the residue therof doeth not amounte to the yerely value of. xx. li. besides the same summe: the distresse shall cease vntill the forsaide dette be clerely pated. And none shall bee distrained to take vpon him the order of a knight before that he come vnto the age of. xxi. yeres. Also none by reason of any lande that holdeth in maners whiche be nowe in auncient demeane of the crowne as a fokeman, and whiche landes muste also geue tallage when the kynges demeanes are tailed, shall be distrained to take vpon him the order of a knight. Also of them that holde their landes in focage of other manors then of the manours of the king doinge no forein seruice, the rolles of the chauncery shall be serched for the tyme of the kynges predecessours. And it shall be done as it hath vsed to be done. In lyke maner shall be done of clerkes beinge without orders holding laie fee whiche shoulde be knightes if thei were laie. Also none shall be destrained for his burgage landes, although thei doe amounte to the value of xx. li. yerely or more. Also thei that ought to be knightes and be not whiche

haue

haue holden their landes in their handes but a small tyme, and likewyse such as shuld be knightes that do pretende great age, or defaut of their members, or any other incurable disease, or charge of their children, or of suites or do alledge suche necessary excuses, thei shall resorte vnto Roberte Tiptofte and Antony de Berke, and shall make fyne before them, to whom it is enioigned that according to their discrecions thei shall admitte the reasonable fynes of all suche persons.

¶ The statute of breakyng prisons made the firste yere of Edwarde the seconde.

CONcerninge prisoners, whiche breake the prison, our soueraige lorde the kynge willeth and commaundeth, that from henceforth he that breaketh his prison, shall not haue punisshement of lyfe or member for brekyng of the prison onely, excepte the matter or cause for whiche he was imprisoned and taken, did requite such iudgement, if he had ben conuicte therupon after the lawe and custome of the realme, all be it that in tymes passed it hath ben done and vsed otherwise.

¶ Articles for the clergie made the .iy. yere of Edwarde the second.

EDwarde by the grace of god kynge of Englande. &c. Vnto all to whom these our present letters shal come, gretyng. Understande ye that where as of late in the tymes of our progentours sometymes kynges of Englande in diuers their parlyamentes, and lykewise after that we had vndertaken the gouernaunce of the realme in our parlyamentes many articles conteinynge diuers grauntes committed againste the churche of Englande the prelates and clergie were purposed, and further great instaunce made that continente remedy might be prouided therin. And of late in our parliament holden at Lyncolne the. ir. yere of our reigne we caused the articles vnder writen, with certein answeres made to some of them heretofore to be rehersed before our councell, and made certain answeres to be corrected, and to the residue of the articles vnderwritten answeres were made by vs and our councell, of whiche saide articles with the aunsweres to the same the tenours here ensue.

Cap. i. Prohibicion.

FIrste where late men do purchase prohibicions generally vpon tythes, obuencions, oblacions, mortuaries, redempcion of penaunce, violente layinge hande on clerkes or bygamies and in causes of diffamacion, in whiche cases, spirituall penaunce ought to be enioined. Our soueraigne lorde the kynge hath answered to this article, that in tythes, oblacions, obuencions mortuaries (sithens thei are purposed vnder theues names) the kynges prohibicion shall holde no place, although for the longe withholding of the same the monete mate be estemed at a summe certaine. But if a clerke or a religyous man do sell his tythes beinge in the barne, or otherwhere to any man for money, if the money be demaunded before a spirituall iudge, the kynges prohibicion

hibicions shall lie, for by the sale the spirituall goodes are made temporall, and the tythes turne into catelles.

¶ Also if the debate do arise vpon the right of tithes hauing his originall of the righte of the patronage and the quantitee of the same tythes do passe the iiii. parte of the goodes of the churche, the kynges prohibicion shall holde place, if the cause come before a iudge spirituall. Also if a prelate enioine a penaunce pecuniary to any man for his offence and it be demaunded, the kinges prohibicion shall holde place. Notwithstanding if prelates enioine a penaunce corporall and the partie wyll remedie suche penaunces by money, if money be demaunded before a iudge spirituall, the kinges prohibicion shall holde no place. Cap. ii. Prohibicion, Penaunce.

¶ Moreouer if any laie violent handes on a clerke, the amendes for the violence done shal be made in the kyngs courte. And for excomunicacion before a prelate where penaunce corporall is enioined, if the defendour wyll redeme his penaunce by geuinge monei to the prelate, or the party greued, it shalbe required before the prelate, and the kynges prohibicion shall not lie. Cap. iii. Penaunce.

¶ In diffamacion also prelates shall correct in maner abouesaid, the kinges prohibicion notwithstanding, first enioining a penaunce corporall whiche yf the offendour will redeme, the prelate maie freely receiue the money, though the kynges prohibicion be shewed. Cap. iiii.

¶ Also if any do arere in his grounde a mille of newe. And after the person of the same prelate demaundeth tythe for the same, the kynges prohibicion doth issue in this fourme. Cap. v. Mylle.

The aunswere. Quia de tali molendino hactenus decime non fuerunt solute prohibemus, &c. Et sententiam excommunicatinis, si quam hac occasione promulgaueritis, reuocetis omnino. In suche case the kynges writ of prohibicion was neuer yet graunted by the kynges assent, nor neuer shall whiche hath decreed that it shall not hereafter lie in suche cases.

¶ Also if any cause or matter, the knowlage wherof belongeth to a court spirituall, and be definitiuely determined before a spirituall iudge, so that it passe into a iudgement, nor was not in suspence by reason of any appeale, and afterward vpon the same thing a case is moued before a temporall iudge & betwene the same parties, and it be proued by witnes or instrumentes. The exception shall not be admitted in a temporall courte. The answere. when any one case is debated before iudges spirituall and temporall as aboue apereth vpon the case of laiing violent handes on a clerke. It is thought that notwithstanding the spirituall iudgemente, the kinges court shall discusse the same matter, as the party shall thinke most expedient for him selfe. Cap. vi.

¶ Also the kinges letter directed vnto ordinaries that haue wrapped their clientes in the sentence of excomunicacion that thei shoulde essoile them by a certain daie, or els that thei do appere and shew wherfore thei haue excomunicated them. The aunswere. The kynge decreeth that hereafter no suche letter shalbe suffred to go forth, but in case where it is found that the kinges liberty is preiudiced by the excomunicacion. Cap. vii. Excomunicacion

Cap. viii. Also barons of the kynges eschequer claymynge by their p̄uilege, that thei oughte to make aunswere to no man out of the same place extende the same p̄yuyledge vnto the clerkes abydynge there beynge called to o̲rders o̲r vnto residence, and inhibyte the o̲rdynaries lest in any wyse o̲r for any cause (so longe as he is of the eschequer) they shall not call them to theyr courtes. The aunswere. It pleaseth our soueraygne lo̲rde the kyng that suche clerkes as attende in his seruyce shall be co̲rrecte by their o̲rdinaries lyke as other, but so longe as they are occupied about his busynes they shal not be bounden to kepe residence in their churches. This is added of newe by the kinges counsell, The kynge and his auncestours syns tyme out of mynde haue vsed that clerkes during suche tyme as they are in his seruyce shal not be compelled to kepe residence at theyr benefices. And such thinges as be thought necessary for the kyng and the comon welth, ought not to be called p̄eiudiciall to the lyberty of the churche.

Cap. ix. Also the kynges offycers as shyryffes and other do entre spyrytuall fees to take dystresses, and some tyme they take the persons beastes in the kinges hyghe way, where they haue nothyng but theyr glebe land. The aunswere. The kynges pleasure is that from henseforth such distresses shal neither be taken in the kinges highe way no̲r in the fees wherwith churches hath bene indowed, neuertheles he willeth distresses to be taken in possessions of the churche newly purchased by the person.

Cap. x. Also where some that flie vnto the church to abiure the realme, according to the custome of the land, and lay men of their enemies do pursue them and plucke them from the kinges hygh way, and are hāged o̲r headed, and whilst they be in the church are kept in the churchyarde with armed men, and some tyme in the churche so straitly that they can not departe from the halowed grounde to emptie their belly, and can not be suffered to haue necessaries for theyr liuing. The aunswere. They that abiure the realme so long as they be in the cōmon way shalbe in the kinges peace no̲r shalbe disturbed of any man, and when they be in the church their keepers ought not to abide in the church yard except necessitee o̲r perryl of escape do require so. And so longe as they be in the churh, they shal not be compelled to auoyde, but that they shal haue necessaries for their liuing and mai go forth to empty their bely. And the kings pleasure is that theues o̲r appellours (when so euer they wil) may confesse their offences vnto preastes, but let the confessours beware that they informe not such appellours vnwarely.

Cap. xi. Also it is desyred, that our souerayne lo̲rde the kyng and the great men of the realme do not charge religious houses and spiritual persōs for co̲rrodes, pensions, o̲r soiourning in religious houses and other places of the churche, o̲r with takynge vp horse and cartes wherby suche houses are impouerished and goddes seruice diminished, and by reason of such charges, preastes, and other ministers of the church deputed vnto diuine seruice are oftentimes compelled to depart from the places aboueseid. The aunswere. The kinges pleasure is that vpon the contentes in their petition from henseforth they shal not be vnduely charged. And if the contrary be done by great men o̲r other, they shall

ſhall haue remedy after the fourme of the ſtatutes made in the tyme of kynge Edward father to the kyng that now is. And lyke remedy ſhalbe done for corodies and penſions exacted by compulſion, wherof mencyon is made in the ſayde ſtatutes.

¶ Alſo if any of the kynges tenure be called before theyr ordynaries, out of the paryſhe, where they dwell. If they be excommunicate for their manifeſt contumacye, and after fourty dayes a writ goeth out to take them, and they pretende theyr prypuledge th at they oughte not to be cyted out of the towne and paryſhe where theyr dwellyng is. And ſo the kynges wryt that went out for to take them is denyed. The aunſwere. It was neuer yet denied nor ſhalbe hereafter. Cap.xii. Excommunication.

¶ Alſo it is deſyred that ſpirituall perſons whom the kynge doeth preſente vnto benefices, if the byſhoppe wyl not admitte them eyther for lacke of ſcience or for other cauſe reaſonable they ſhall incurre the excommunication of lay perſons in the caſes aforeſayd, as for a thyng contrary to the decrees canonicall attempted, but they ſhall ſue vnto a ſpirituyll iudge for remedy as right ſhal requyre. The aunſwere. Of the abſens of a perſon preſented vnto a benefice of the church the examinacion belongeth to a ſpiritual iudge and ſo it hath ben vſed heretofore and here after. Cap.xiii. Preſentacion.

¶ Alſo if any dygnytee be vacaunte where election is to be made, it is moued that the electours or choſers may frely make theyr election without feare of any power tempozall and that all prayers and oppreſſions ſhall in this be halfe. The aunſwere. They ſhalbe made fre accordinge to the fourme of ſtatutes and ordynances. Cap.xiiii. Free election.

¶ Moreouer thoughe a clerke oughte not to be iudged by a tempozal iudge nor anye thynge may be done agaynſt him that concerneth lyfe or membre, neuertheles tempozall iudges cauſe that clerkes fleynge vnto the churche and confeſſynge theyr offences, do abiure the realme, and for the ſame cauſe admytte theyr abiuracions althoughe herevpon they can not be theyr iudges, and ſo power is wrongfully geuen to lay perſons in the punyſhment of ſuche clerkes. And if ſuch chaunce to retourne after into the realme, the prelates and clergie deſyre ſuche remedie to be prouyded herein that the immunitee or prypuylege of the churche and ſpirytual perſons may be ſaued vnbroken. The aunſwere. A clerke fleynge to the churche for felony to obteine the priuilege of the church, if he affirme him ſelfe to be a clerke he ſhal not be compelled to abiure the realm, bnt yelding him ſelfe to the law of the realme ſhal enioy the priuilege of the church according to the laudable cuſtome of the realme heretofore vſed. Cap.xv. Clerke.

¶ Alſo notwithſtandynge that a confeſſion made before him that is not lawful iude therof, be not ſufficient wheron proceſſe may be awarded or ſentence giuen, yet ſome tempozal iudges (though they haue ben inſtantli deſired ther to) do not deliuer to the ordinaries according to the premiſſes ſuch clerkes as confeſſe before them theyr moſt heynous offences as theefte, robberie, & murdre, but admytte theyr accuſacion whiche commonly they call an appeale. al be it to this reſpicte they be not of theyr courte, nor can be iudged or condem-

demned before them vpon their owne confession without breakynge of the churches priuylege. The aunswere. The priuylege of the churche beyng demaunded in due fourme by the ordynary shal not be denyed vnto the appellour as to a clerke, we desyrynge to prouyde for the state of holye churche of Englande and for the tranquillitie and quyete of the prelates and clergy aforesayde, as farforth as we maye lawfully do to the honour of God and emendacion of the churche prelates, and clergy of the same. Ratifyinge, confyrmynge, and approuyng al and euery of the articles aforesayd with al and euery of the aunsweres made and conteyned in the same, do graunt and commaunde them to be kepte fyrmely and obserued for euer more, wyllynge and grauntynge for vs and our heyres that the foresayd prelates and clergy and their successours shall vse, execute, and practise for euermore the iurisdiction of the churche in the premisses, after the tenour of the answere aforesayd without quarel inquietinge, or veracion of our heires or any of our officers what so euer they be. In testimony wherof. &c. wytnes. &c.

¶ Shyryffes.

Shyryffes.

For as muche as our soueraigne lorde Edwarde, sonne to kynge Edward, fyrst of the name, at his parlyament holden at Lincoln in quindena Hillarii, in the. ix. yere of his reigne, by the informacion of his prelates, erles, barons, and other great men of the realme, beynge somoned to the same parliament, and also by the greuous complaint of his people, dyd perceyue great damage to be done to him, and great oppressyons and dysherytaunces to his people, by reason of vnsufficient shyryffes and hundredars haue bene before this tyme in the realme and yet be: Our soueraine lorde the kyng, intendyng to auoyde and eschewe suche euil oppressions and disheritances, by the assent of the prelates, barons, and other great estates aforesayd, hath ordeyned and established in his sayd parliament, that the shyryffes from henceforth shalbe assigned by the chauncellour, treasourer, barons of the eschequer, and by the iustices. And in the absence of the chauncellour, by the treasourer barons and Justices. And that none shall be shyryffe, excepte he haue sufficyent lande within the same shyre, where he shall be shiriffe, for to aunswere the kyng and his people. And that none that is steward or bailiffe to a great lorde, shalbe made shyriffe, except he be out of seruyce, so that he maye attende to the offyce of a shyryffe for the kynge and his people. And in lyke maner it is agreed and establyshed,

Hundredes.

that hundredes, whether they belong to the kynge or to other, shall be kepte by conuenient and able persons, that haue sufficient landes within the same hundreth or shyre wher the hundreth is, and that the chauncellour, treasourer, barons, & iustices shal do assigne in maner aforesayd, without hauyng any other regard. And if any shiriffes or hundredars be vnsufficyent at this tyme, they shalbe remoued, & other more conuenient put into their romes. And that such hundredes be leassed to such persons as are sufficient, so that they nede not to vse extorcion vpon the peple by reson of to outragious ferme. And ỹ no shiriffe

nor

noꝛ hundꝛedar ſhall leaſſe his lande to any other in ferme oꝛ otherwiſe, and that the execucions of wꝛittes that come to the ſhiriffes, ſhall be done by the hundꝛedars ſwoꝛne and knowen in the ſhyꝛe, and not by other, if it be not the open defaut and diſturbance of the hundꝛedars, and then execucion ſhall be done by other perſons moꝛe conuenient, being ſwoꝛne, ſo that the people may knowe to whom to ſue ſuche execucions, ſauing alwaies the retournes of the wꝛittes to them that haue them oꝛ ought to haue them.

¶ A ſtatute of Gauelet in London, made the .y. yere of kynge Edwarde the ſeconde.

IT is pꝛouided by our ſouerain loꝛde the kynge and his iuſtices, and alſo graunted vnto the citezens of London, that archebyſhops, byſhops, erles, barons, and other that haue rentes in London, and foꝛ ſome tenementes the rentes are behinde, and can not recouer thoſe rentes, that it ſhalbe lauful foꝛ them to diſtraine their tenantes foꝛ the arrerages, ſo longe as any thinge is founde in the fee, wherby thei maie be diſtrained, and the tenantes ſhal be impleded by a wꝛit of gauelet of cuſtomes and ſeruices, whiche maie be well done by their fremen of the citee pꝛeſented in their hoiſtinges, foꝛ the kepinge of their ſute, to gather their rentes, ſo that if the tenauntes do knowlage their ſeruices, thei ſhall incontinent and without delaie ſatiſfie their loꝛdes of their arrerages. And if thei deny them their ſeruices, the demaundantes ſhal immediatly name two witneſſes, whoſe names ſhall be inrolled, and ſhall haue a daie to bꝛing them foꝛth at the next hoiſtinges, at which daie if thei bꝛinge foꝛth witneſſes, and it is ſhewed by them in the full court of their owne ſight and heaꝛing, that the ſame plaintikes haue any tyme receiued the rentes, whiche thei demaund of the tenementes, then the tenantes ſhal leſe their fees by award of the court, and the plaintiffes ſhal recouer their tenementes in demeane, if thei will not knowlage the ſeruices vnto their loꝛdes as befoꝛe is ſaide, and lyke wyſe thei ſhall recouer the arrerages, whiche ſhall be doubled, and thei ſhall geue to the ſhiryffe foꝛ the wꝛongfull withholdinge (if thei be woꝛth ſo much) the ſumme of an hundꝛed. s. without any grudgeing. And if thei do not come in after due ſomons in the hoiſtinges, then the ſame fees ſhalbe deliuered vnto the plaintikes in the full hoiſtinges, to be holden and kepte in their owne handes foꝛ one yere and a daie, within the whiche tyme if the tenauntes doe come vnto them: and do offre to ſatiſfie them of the arrerages double, and to the ſhiriffe foꝛ his amerciament, as befoꝛe is ſaide: than thei ſhall haue their tenementes againe. But if it be after one yere and a daie accompliſhed, ſuche tenementes ſhall remaine vnto the loꝛdes of thoſe fees by iudgement of the courte in their demeane foꝛ euer moꝛe. And then ſuch landes ſhall be called foꝛſchoke, becauſe ſuche tenementes ſhall remaine foꝛ euer in demeane to the loꝛdes of the fees foꝛ the defaulte of the ſeruice. The ſame oꝛdinaunce ſhall be kepte and obſerued, if the tenauntes do confeſſe oꝛ knowlage the arrerages, and be not able to make ſatiſfaction therfoꝛe, as it is ſaide befoꝛe.

London.

Gauelet.

Houſtinges.

Foꝛſchoke.

¶ The ſtatute of Yorke made, the .xii. yere of kynge Edwarde the ſeconde.

FOr as muche as people of the realme of Englande and Irelande haue hertofore many tymes ſuffred great miſcheſes damage and diſheriſon, by reſon that in diuers caſes where the law failed, no remedy was purueied. And alſo for as much as ſome pointes of the ſtatutes heretofore made, had nede of expoſicion, our ſouerain lorde the kinge Edwarde, ſon to kinge Edward deſiring that right be done to his people, at his parliament holden at Yorke the. iii. weke after the feaſt of. S. Myghel, the. xii. yere of his reigne by the aſſent of the prelates, earles, barons, and the cominaltee of his realme there aſſembled hath made theſe actes and ſtatutes here folowing, the whiche he willeth to be ſtraitly obſerued in his ſaide realme and lande.

Cap. i. Attourney.

FIrſt for diuers miſchiefes, that where tenauntes in an aſſiſe of Nouel diſſeiſin might not make atturneis hertofore, it is agreed, that the tenantes in aſſiſe of nouel diſſeiſin from henſforth maie make attourneies, yet the king intendeth not hereby that the tenātes & defendātes in aſſiſes of nouel diſſeiſin ſhall plede by bailiffes at their owne pleaſure as thei haue done heretofore.

Cap. ii. Witnes. Inqueſt.

¶ Alſo it is agreed, that when a dede releſſe, acquitāce, or other writing is denied in the kinges courte wherin witneſſes be named, proces ſhalbe awarded for to cauſe ſuch witneſſes to appere, as before hath bene vſed, ſo that if none of them come in at the great diſtreſſe retourned, or if it be retourned, that thei haue nothinge, or that thei can not be founde, yet the takinge of the inqueſte ſhall not be deferred by the abſence of ſuche witneſſes. And if the witneſſes do come in at the great diſtres, and the inqueſt for ſome cauſe remaineth vntaken, the witneſſes that come in ſhall haue lyke daie geuen them as is aſſigned for the taking of the inqueſt, at which daie if the witneſſes doe not appere the iſſues that were firſt retourned vpon them ſhalbe forfait. And the taking of the inqueſt ſhal not be deferred becauſe of their abſence. And for abſence of witneſſes dwelling within fraunchiſes where the kynges writ originall doth not lie, the taking of an inqueſt ſhall not be deferred.

Cap. iii. Inqueſte. Recogniſaunce.

¶ And where it is conteined in a ſtatute made at weſtminſter, the ſeconde date of April the. xxvii. yere of the reigne of the kinges father that nowe is, that inqueſtes and recogniſances taken before the iuſtices of either benche, ſhuld be taken before any iuſtice of the places, accōpanied with ſome knighte of the ſhyre where ſuche inqueſtes happe to be taken, if thei haue not nede of great examinacion. And that in ſuche inqueſtes the iuſtices ſhall doe as thei ſhal thinke moſt expedient for the weale of the realme, the whiche ſtatute nedeth to be better declared: It is agreed, that inqueſtes and iuries that happe to be taken hereafter in pleas of land, that require not great examinacion ſhal be taken in the countrei before a iuſtice of the place wher the plea is accompanied with a ſubſtancial man of the countrei knight or other, ſo that a certaine daie be geuen in the bench, and a certain daie and place in the countrei in preſence of the parties demaunding the ſame. And alſo inqueſtes and

Jury.

iuries

turies in pleas of lande that require great examinacion, shalbe taken in the countrey (in the maner abouesaide) before two iustices of the benche. Plea of lande.

¶ And the iustices or iustice shall haue power to record nonsuites and defautes in the countrei at the dates and places assigned as afore is said. And that that thei shal do in the thinges aboue mencioned shalbe reported in the bench at a date certaine, there to be inrolled, and therypon iudgemente shall be geuen, and the kyng intendeth not, that the said inquestes and turies should not be taken in the benche if thei come, nor that this statute shoulde extende vnto great assises. And also a iustice of the one place and of the other, beinge associate with a discrete man of the countrei knight or other, at the requeste of the plaintiffe shall take inquestes vpon pleas pleaded and to be pleaded, that be moued by attachement and distresse, and shall haue power to recorde nonsuites, as aboue is saide, and to take inquestes vpon defautes there made. And as to suche inquestes as are to be taken vpon writtes of Quare impedit, the fourme conteined in the statute of Westminster seconde shall be kepte, and the iustices shall haue power to recorde nonsuites and defautes in the countrey, and to geue iudgement therupon, as thei do in the benche, and there to reporte ẏ that thei haue done, there to be inrolled. And if it happen, that the iustice or iustices that shalbe assigned to take such inquestes in the countrei, do not come, or if thei com into the countrei, at the day assigned, yet the parties and persons of suche inquestes shall kepe their date in the benche. Cap. iiii. Enrollement. Iustices. Nonsuite.

¶ And because it is many tymes complained in the kynges courte, vpon retournes that bailiffes of fraunchises (hauinge full power to retourne the kynges writtes) haue deliuered to shirryffes, that haue ben afterwarde chaunged, and otherwise retourned in the kinges courte, to the damage of the parties, and the delate of right: It is agreed, that for suche retournes as hereafter be deliuered to shiriffes by suche bailyffes of fraunchises, an indenture shalbe made betwene the bailyffe of the fraunchise by his proper name and the shiriffe by his proper name. And if the shiriffe chaunge the retourne so deliuered to him by indenture, and be therof conuicte at the suite of the lorde of the fraunchise, of whom he receiued the retourne, if the lorde haue had any damage, or if his fraunchise be distrained, or at the suite of the partie that hath susteined losse throughe that occasion, he shall be punished by the kynge for his false retourne, and shall yelde vnto the lorde and to the partie double damages. Also it is agreed, that from henseforth shiriffes and other bailiffes, that receiue the kynges writtes, retournable in his courte, shall sende their owne names with the retournes, so that the courte maie knowe, of whom thei toke suche retournes, if nede be. And if any shiriffe or other bailyffe leue out his name in his retournes, he shall be greuously amerced to the kynges vse. Cap. v. Returne. Bailyffe. Shirryffe.

¶ Also for the common profite of the people it is agreed, that no officer in citee or towne, that by reason of his office ought to kepe assises of wynes and vytailes in as muche as he is attendaunt to his office, shall not bie wynes nor vitailes neither in grosse, nor by retaile. And if any do, and be therof conuicte Cap. vi. Wynes. Vitailes.

alcte, the marchaundise, wherfore he is conuicte, shalbe forfaite to the kynge and the. iii. parte therof shalbe deliuered to the party that sued the offendour as the kinges gifte, and in suche case he that will sue for a thinge so forfaited shalbe receiued. And the chauncellour, treasourer, barons of the eschequer, iustices of either benche, and iustices assigned to take assises, shall admitte such plaintes by writtes and without writtes, and shall determine them, and shal perfourme all thinges conteined in these articles, in fourme abouesaide, and neuertheles the kyng maie assigne his iustices to execute this thing in cities and boroughes, when and where it pleaseth him.

¶ The statute of Essoines made the. xii. yere of Edwarde the seconde.

Essoine.

HEre is declared how many waies essoines maie be chalenged, and in what cases essoines do not lie. And essoine lieth not, where the lande is taken into the kinges handes. Essoine lieth not where the partie is distrained by his landes. Essoine lieth not where any iudgemente is geuen therupon, if the iurours do come. Essoine lyeth not where the party was sene in the courte. Essoine of Vltra mare lyeth not where an other tyme the party hath ben essoined of Malo veniendi. It lyeth not where the party hath essoined him selfe an other daie. It lyeth not where the shiriffe was commaunded to make the partie to appere. Essoine of Seruicio regis lieth not where the partie is a woman. It lieth not in a writte of dower where it semeth to be but a delaie of right. It lyeth not for that the plaintiffe hath not founde pledges of suite. It lyeth not where the attourney was essoined. It lyeth not where the partie hath an attournei in his matter. It lyeth not where the essoiner confesseth that he is not in the kinges seruice. It lyeth not where the somons is not retourned, or the party not attached, for that the shiriffe hath retourned non est inuentus. It lyeth not where the partie an other tyme was essoined de seruicio regis, that is to wite suche a daie, and nowe he hath not put in his warraunt. It lyeth not where he was resomoned in assise of mortdauncetour, or darraine presentment. It lyeth not because suche one is not named in the writ. It lieth not where the shiriffe had a precepte to distraine the partie for to come, by his landes and goodes. It lyeth not where the bishop was commaunded to cause the partie to appere. It lyeth not for that the terme is passed. And it is to be noted, that essoines de seruicio domini regis, are allowed after the graund cape, pety cape, and after distresses taken vpon the landes and goodes.

¶ The statute of Carlil made the. xv. yere of Edwarde the seconde.

Fines leuied.

THe kyng vnto the iustices of his benche, greeting. Where as of late we haue ordeined that all suche fines as are to be leuied in our courte, be laufully leuied whiche we wyll in no wyse to be broken or to be adnulled of their power, we haue sente vnto you our minde in writinge firmely to be obserued, that is to witte that as well the parties demaundaunt or plaintiffe as the tenauntes or defendentes that will yelde or knowlage right, of landes or tenementes vnto other

in

in pleas of warrantie, of chartour couenant and other wherupon fines are to be leuied afore you, before such fynes do passe, the parties shall appere personally so that their age, ideocie, or any other defaute being in them may be iudged and discerned by you. Prouided alwaie that if any person aged or decrepite, or impotent by casualte be so oppressed and holden that by no meane he is able to come before you in our court, then in suche case we wyll that two or one of you by assent of the residue of the bench shal visite the party so diseased and shal receiue his recognisance vpon the plea & fourme of plea that he hath in our courte wherupon the same fine ought to be leuied. and if there go but one he shal take with him an abbot, a priour, or a knight, a man of good fame and credence, and shal certify you therof by record, so that al thinges incident to the same fine beinge examined by him or them, the same fines, according to our former ordinance maie be lawfully leuied. yet we will not that any of our barons of the eschequer or our iustices shall admit any attourneies but onely in pleas and matters that passe afore them in the benches and in places wher thei be assigned by vs. And the same power of admitting attourneies we prohibite and denie to the clerkes and seruauntes of the said barons and iustices And do ordein that if any attourneies be admitted herafter by any of the persons aforesaid, their admission shalbe of none effect. Reserued alwaie to the chauncellour for the tyme beinge his auctoritee in admitting attourneis, according to whose discrecion thei shalbe admitted, and to our those iustices as heretofore hath ben obserued in the admission of attourneies. we wil also that this our ordinance shal take effect & beginning at the vtas of the trinitie next ensuing. Geuen in our parlyament at Carlill the .xb. yere of our reigne.

Attourneies.

¶ The kynges prerogatiue made the .xvii. yere of Edwarde the seconde.

Cap. i. Warde. Knightes seruice.

OVr soueraine lorde the kynge shall haue the warde of all the landes of suche as holde of him in chiefe by knightes seruice, wherof the tenauntes were seased in their demeane as of fee at the daie of their death (of whom so euer thei holde els by lyke seruice, so that thei held of auncient tyme any lande of the crowne) vntil the heire come to his lawfull age, excepte the fees of the archebishop of Caunterbury, the bishop of Durham betwene Tine and Teese, fees of erles and barons in the marches, where the kinges writtes do not lie, and wherof the said archbishops, bishops, erles, and barons ought to haue suche wardes, though thei helde of the kynge in some other place.

Cap. ii. Mariage.

¶ Also the kynge shall haue the mariage of an heire being within age and in his warde, whether the landes of suche heires haue aperteined to the crowne of auncient continuance, or that it came by reason of eschete beinge in the kinges handes, or that he had the mariage by reason of the warde of the lordes of suche heires without any respect to the priorite of feoffemente, all be it thei helde of other.

Cap. iii. Primer season.

¶ Also the kyng shal haue primer season after the death of suche as helde of him in chiefe of all landes and tenementes wherof thei were seased in their demene as of fee of what age that their heires be taking the issues of the same landes

landes and tenementes, vntill inquisicion be made (as the maner is) and vntyll he hath taken homage of suche heires.

Cap. iiii. Widowes, Dower.

¶ Also he shall assigne to widowes after the death of their husbandes that held of him in chiefe the dower that to them belongeth. &c. though the heires be of full age (if the widowes wil) & such widowes before assignemente of their dower shall swere that thei shall not mary them selues without the kinges licence, whether the heires be of full age or not. And if thei mary without licēce then the kinge shal take into his handes by way of distres al such landes and tenementes as thei holde of him in dower vntill he bee satisfied at his owne wil, so that he shal take nothing of the issues. &c. for after such distresses thei or their husbandes must fine at the kinges will. And his will in the tyme of kyng Henry father of kyng Edward was esteemed to the one yeres value of her dower, onles thei had the greatter fauour. women that hold of the kynge in chief of what so euer age that thei be, shal swere likewise that thei shall not mary them selues without the kynges licence. And if thei do their landes and tenementes shall be taken in lyke maner into the kynges handes, vntill thei haue satisfied at the kynges will.

Women holding in chife.

Cap. v. Inheritaunce in chiefe.

¶ And if one inheritaunce that is holden of the kinge in chief discend to many partners then all the heires shal do homage to the king, and the same inheritance so holden of the kinge shalbe deuided amonge those heires, so that euery of them after that shall holde their parte of the kynge.

Cap. vi.

¶ If a woman (before the death of her auncetour that helde of the kynge in chiefe) be maried before she be mariable, then the kynge shall haue the warde of the body of the same woman vntill she be of age able to consente, and then she maie chose, whether she will haue him to whom she was firste maried, or him that the kinge will offer her. None that holdeth of the kynge in chiefe by knightes seruice maie aliene the more parte of his landes, so that the residue therof be not sufficient to do his seruice, excepte he haue the kynges lycence, but this maie not be vnderstanden of membres and parcelles of such landes.

Alienacion.

Ca p vii. Seriauntie.

¶ Of seriaunties aliened without the kynges lycence the kynge hath vsed to tate such seriaunties at a reasonable extent therof to be made.

Cap. viii. Advowsons.

¶ Of churches being vacant, the aduousons wherof belonge to the kyng and other presente to the same, wherupon debate aryseth betwene the kynge and other, if the kynge by award of the courte do recouer his presentacion though it be after the lapse of fire monethes from the tyme of the auoidance no tyme shall preiudice him, so that he present within the space of. vi. monethes.

Ca. ix. Idiotes.

¶ The king shall haue ward of the landes of naturall foles, taking the profites of them without wast or distruction, and find to them their necessaries of whose fee soeuer that the landes be holden. And after the death of such idiotes he shall render it to the right heires, so that suche idiottes shall not alien, nor their heires shalbe disherited.

Cap. x. Mad men.

¶ Also the kynge shall prouide, when any (that before tyme hath had his wit and memory (happen to faile of his wit, as there are many per lucida intervalla. i. by euident spaces that their landes & tenementes shalbe saufly kept without

without wast or distruction, and that thei and their housholde shall lyue and be conuenientlp maintetned with the profites of the same, and the residue besides their sustentacion shalbe kepte to their vse to be deliuered vnto them when thei come to right mind. So that suche landes and tenementes shall in no wise be aliened. And the kynge shall take nothinge to his owne vse, and if the party die in suche estate then the residue shalbe distributed for his soule by the aduise of the ordinary.

Cap. xi. Wrecke of the sea.

¶Also the king shall haue wrecke of the sea throughout the realme, whales and great sturgeons taken in the sea or els where within the realme, excepte in certaine places priuileged by the kynge.

Cap. xii. Eschete.

¶Also the kynge shall haue eschetes of the landes of Normans, to whose fee so euer thei belong, sauinge the seruice appertayninge to the chiefe lordes of the same fee. And this also is to be vnderstanden where any inheritance discendeth to any that is borne in the parties beyonde the sea, whose ancestours were from the tyme of kynge John vnder the allegeaunce of the kynges of Fraūce, and not of the kinges of England, as late it happened by the barony of Monmouth after the death of John Monmouth whose heires were of Britain & other places. Kinge Henry by the forsaid occasiō recouered many eschetes of normans landes out of the fees of other men, and gaue them to be holden of chiefe lordes of the fee by seruices and customes due and accustomed therunto.

Cap. xiii.

¶When any (that holdeth of the kynge in chiefe) dieth and his heire entreth into the lande that his auncetour held of the king the day that he died, before he hath done homage to the kinge and receiued season of the kinge, he shall gaine no freholde therby, and if he die seased during that tyme his wyfe shall not be indowed of the same lande, as it came late in vre by Maude doughter to the erle of Herforde wyfe of Maunsel the marshal, whiche after the deathe of William marshal of England his brother toke his seasō of the castel and maner of Scrogoil & died in the same castel before he had entred by the king and before he had done homage to him. wherupon it was agreed that his wyfe shuld not be indowed, because ỹ her husband had not entred by the king but rather by intrusion, howbe it this statute doth not meane of socage and other small tenures.

Cap. xiiii. Eschetes of the temporalties of Bisshops.

¶Also the kynge shall haue eschetes of landes of the freholders of archebisshops and bisshops, when such tenauntes be attainted for felony in tyme of vacacion, whyles their temporalties were in the kynges handes, to geue at his pleasure, sauinge to suche prelates the seruice that thereto is due and accustomed.

Cap. xv.

¶When our soueraigne lorde the kynge geueth or graunteth lande or a manour with the appurtenances without he make expresse mencion in his dede or writinge of knightes fee, aduousons of churches, and dowers when thei fall belonging to such manours or landes, then at this daie the kynge reserueth to him selfe such fees, aduousons, and dowers, all be it that amonge other persons there shalbe impleaded no such reseruacion.

Cap. xvi. Goodes of felo

¶Also the kyng shall haue the goodes of all felons attainted, or that renne awaie

awaie where so euer thei be founde. And if thei haue freholde then it shall be forthwith taken into the kynges handes. And the kyng shal haue al profites of the same by one yere and one daie, and the lande shalbe wasted and distroied in the howses, woodes, gardeins, and in all maner of thinges belonginge to the same lande, exceptinge men of certaine places priuileged by the kinge therfore. And after the kyng hath had the yere, daie, and waste, then the lande shalbe restored to the chiefe lorde of the same fee onles that he fine before with the kynge for the yere the daie, and the waste. Neuertheles it is vsed in the county of Glocester by custom that after one yere and one daie the landes and tenementes of felons shall reuerte and be restored to the nerte heire, to whom it ought to haue discended if the felony had not ben done. And in Kent in Gauelkynde. The father to the bough the sonne to the plough. There al heires males shall deuide their inheritaunce but women shall not make partition with men. And a woman after the death of her husbande shalbe indowed of the mottie. And if she commit fornication in her widowhead, or take an husbande afterwarde she shall lese her dower.

¶ The maner of doinge homage and fealtee made the .xvii. yere of kynge Edwarde the seconde.

Doing homage and fealtee.

When a free man shall do homage to his lorde of whom he holdeth in chiefe, he shall holde his handes together betwene the handes of his lorde and shall sate thus: I become your man from this date forth for lyfe for membre, and for worldly honour and shall owe you my faith for the landes that I holde of you, sauing the faith that I doe owe vnto our soueraigne lorde the kynge and to mine other lordes.

¶ when a fre man shall do fealtee to his lorde he shall holde his right hande vpon a boke, and shall sate thus. Here you my lorde R. that I. D. shal be to you both faithfull and true, and shall owe my fidelitee vnto you for the lande that I holde of you, and lawfully shall do suche customes and seruices as my duetie is to you at the termes assigned, so helpe me god and all his saintes.

¶ when a villaine shall doe fealtee vnto his lorde, he shall holde his right hande ouer the boke, and shall sate thus. Here you my lorde A. that I. B from this date forth vnto you shalbe true and faithfull, and shall owe you fealtee for the lande that I holde of you in villenage, and shalbe iustified by you in body and goodes, so helpe me god and all his saintes.

¶ The statute for viewe of frankepledge, made the .xviii. yere of Edwarde the seconde.

First you shall sate vnto vs by the othe that you haue made if all the iurours that owe sute to this courte, bee comen and whiche not. And if all the chiefe pledges or their dosens be come and whi che not. And if all the dosens be in the assise of our soueraigne lorde the kynge and whiche not, and who receiued them, and if there be any of the kynges villaines fugitiue dwellynge otherwhere then in the

the kynges demeanes and of suche as bee within the kynges demeanes and haue not abyden a yere and a day. And if there be any of the lordes villaines in frankeplede otherwhere then in this courte. Of customes and seruyces due to this courte withdrawen, howe and by whom and in what barlyffes tyme. Of purpresture made in landes, woodes, and waters to the annoyaunce, of walles, houses, dykes and hedges set vp or beten downe to the annoyaunce. Of boundes withdrawen and taken awaye. Of wayes and pathes opened or stopped, of waters tourned or stopped and brought frō their right course, of breakers of houses and of their receiuours, of commō theues and of their receiuours, of pety brybours as of gese hennes, or shewes, of theues that steale clothes or shekes, of suche as go in message for theues, of cries leuyed and not pursued, of bludshed and of fraies made, of escapes of theues or felons, of persons outlawed not hauyng the kynges warraunt, of women rauysshed not presented before the corroners, of clyppers and forgers of money, of treasour founde, of the assyse of breade and ale broken, of false measures as of bussheles, galons, yerdes and elles, of false balances, and weyghtes, of suche as haue double measure and bie by the great and sell by the lesse. Of suche as continually haunte tauernes, and no man knoweth wheron they do lyue of suche as slepe by day and watche by nyght, and fare well and haue nothynge, of clothe sellers and currours of lether dwellynge out of marchaunt townes, of suche as take church or churchyarde and after departe without makynge lasseste. Of persons imprysoned and after lette go without mayneprise, of suche as take doues in wynter by dorefalles or engyns. And of all these thynges you shall do vs to wyte by the othe that you haue taken.

¶ The statute of prises.

THis article concernynge prises was made by kyng Edwarde father to our soueraigne lorde the kynge that nowe is amonge other articles deuysed by hym in like maner for the amendemente of his people at his parlyament at Westmynster the. xxviii. yere of his reygne, whiche artycle our soueraygne lorde the kynge wylleth to be kept to the profytte of his people vpon the peynes conteyned in the same artycle. For as muche as there is a great greuaunce in the realme and damage without measure by reason that the officers of the kynges housholde as wel vpon alyens as denyzens make theyr prises there where they passe through the realme, and take the goodes of the people as well spirituall as temporall without payenge any thynge or muche lesse then the value. It is ordeined from henceforth that none shall make prises for the kynge through the realme, but the purueyours for the kynges house, and for prises that they shall make in the countrei of meate and drynke and other necessary thynges for the house, they shall paie or agre with them, of whom the thynges were taken. And that all the kynges takers and purueiours shal haue from henceforth their warraunt with them of the kinges great or pety seale conteininge their power and the thynges, wherof they shal make prises or purueyaunce

prises. Purueyours.

the

the whiche warraunt they ſhall ſhewe to them of whom they do make they
pryſes before they do take any thynge. And that ſuche takers or purueyour
for the kyng ſhal not take any more then is neceſſary or nedeful for the kynge
his houſholde, and his children. And that they take nothynge for ſuche as
be in wages, nor for none other, and that he ſhall aunſwere fully in the ward-
robe of the houſe without making any other where larges or liuerie of thin-
ges taken for the kyng. And if any purueyour for the kynges houſe by war-
raunt hath made pryſes otherwyſe than is limitted before, vpon complaint,
made to the ſtewarde and to the treaſourer of the kynges houſe the trueth
ſhalbe inquered, and if he be attaynted therof, agrement ſhal be made to the
playntyffe immedyatly, and he ſhal be put out of the kynges ſeruyce for euer,
and ſhall remayne in priſon at the kynges pleaſure. And if any make pryſes
without warraunt and doth cary them awaye agaynſte the wyll of hym to
Felony. whom the goodes dyd belonge, he ſhall be arreſted forthwith by the towne
where the pryſe was made, and carried vnto the nexte gaole, and if he be ther-
of attaynted he ſhall be puniſhed as he ſhulde be for felonye, if the value of
the goodes do ſo requyre.

¶ Statutes vncertayne vvhan or by vvhom they vvere made.

¶ Articles agaynſt the kynges prohibicion.

VNder what fourm ſhal lay men purchaſe prohibicions generally
vpon tythes, oblacions, obuencions, redempng of penances mor-
tuaries, vyolent handes laying on a clerke or lay brother and in
cauſes of diffamacion, in whiche caſes, ſpirituall penaunce muſt
be enioyned. The kynge aunſwered to theſe articles that in ty-
thes, oblacions, abuencions, and mortuaries when they be pleaded, as be-
fore is ſayde the kynges prohibicion doth not lie. And if a clerke or a per-
ſon relygious do ſell his corne beyng in his barne or other where to any man
for money, if the pryſe therof be demaunded afore a ſpirituall iudge, the kin-
ges prohibion doth lye, for by the ſale the ſpirituall are become temporall
and ſo tythes paſſe into cattelles. Alſo if debate hange in a ſpirituall court
for the ryght of tythes hauyng his orygynal from the ryght of the patronage
and the quantitee of the ſame tythes do paſſe the .iiii. parte of the value of the
benefyce a prohibicion ſhall lye. Alſo if a prelate enioyned penaunce pecu-
nyarye to any man for his ſynne, if the money be demaunded afore prelates
a prohibicion ſhal lye. Alſo if any lay vyolent handes on a clerke or laye bro-
ther, for the peace broken amendes ſhal be made, before the kyng, and for the
excommunicacion before a byſſhop or prelate. And if a corporal penaunce be
enioyned whiche the offendour wyl redeme by geuyng money to the prelate
or to the party greued a prohibicion ſhall not lye. In cauſes of diffamacion
prelates may frely correcte, the kynges prohibicion not withſtandong fyrſte
enioynynge a corporall penaunce whiche if the party will redeme, the prelate
may lawfully receyue the money, though a prohibition be ſhewed.

An

¶ An ordinaunce for Bakers and Brueas and other bitakers and for ales Bussheles and forstallers.

THe assise of breade shall be kepte accordyng as it is conteined in the writyng of the marshalcye of our soueraygne lorde the kinge deliuered vnto them after the sale of wheate, that is to wyte the better the worse and the worste. And as well wastell breade as other of what sorte so euer they be shalbe wayed accordyng as it is sayd of the sale of the meaner wheate, neyther shal the assyse or weyght of wheate be chaunged, more then syxe pence increasynge or decresinge as it is in the sellyng of the quarter. Cap. i.

¶ A baker, if his breade be founden a ferthynge weyght lacke ynge in. ii. s. vi. d. or vnder shalbe amerced, and if it passe the same number, he shall suffer punishment of the pyllory which shal not be rempted, neyther for golde nor syluer. And euery baker shall haue a marke of his owne for his breade. Cap. ii. Cap. iii.

¶ Euery pyllory or stretchenecke must be made of conuenyente strength, so that execucion may be done vpon offenders without peryl of their bodyes. Cap. iiii.

¶ The tolle at Mylne shalbe taken accordynge to the custome of the lande and accordynge to the strength of the watercourse. eyther to the. xx. or. xviii. corne. And the measure wherby the tolle must be taken, shall be agreable to the kynges measure, and tolle shalbe taken by the rase, and not by the heape or cantell. And in case that the fermours fynd the mylners their necessaries they shal take nothyng beside their due tolle, and if they do otherwise, thei shalbe greuously punished.

¶ The assyse of wyne shall be kepte, accordyng to the assyse of our soueraine lorde the kynge, that is to wyte a galon at. xii. d. And if the tauerners excede the same assyse, theyr dores shall be shutte by the mayre, and baylyffes, and shal not be suffered to sel wyne, vntyl they haue obteyned lycence of the king Cap. v.

¶ The assyse of ale shall be asseised proclaymed and kepte accordynge to the pryce of the corne wherof the malte is made. And the bruer shal not increase more in a galō, but according to the rate of. vi. d. rising in a quarter of malte. And if he breake the assyse, the fyrst, seconde, and thyrde tyme he shall be amerced, but the fourthe tyme he shall suffer iudgement of the pyllorye without redempcion. Cap. vi.

¶ A butcher that selleth swynes flesche mezelde, or flesche dead of the morryn, or that byeth flesche of Jues, and selleth the same vnto chrystyanes, after he shalbe conuycte therof, for the fyrste tyme he shall be greuously amerced, the seconde tyme, he shall suffer iudgement of the pyllory, and the thyrde tyme he shall be imprysoned and make fyne. And the fourth tyme he shal forswere the towne. And in this maner shall it be done of all that offende in lyke case. Ca. vii.

¶ The standarde of bussheles, galons and elnes shall be sygned with an iron seale of our soueraine lord the kyng and sauf kepte vnder the peyne of an hundred li. And no measure shall be in any towne, onles it do agre with the kynges measure, and marked with the seale of the shyre towne. If any do sell or bye by measures vnsealed and not examined by the mayre or baylyffes, he shall be greuously amerced. And all the measures of euery towne Cap. viii.

both

both great and ſmal ſhall be bewed and examined twyſe in the yere. If any be conuicte for a double meaſure, that is to wit a greatter for to bie with, and a ſmall to ſell with, he ſhall be impriſoned for his falſhod and ſhall be greuouſly puniſhed.

Cap. ix. ¶ The ſtanderde buſſhels and els ſhalbe in the cuſtodie of the maire and baliffes and of ſixe lawful perſons of the ſame towne being ſworne before whom all meaſures ſhalbe ſealed. no maner of graine ſhall be ſolde by the heape or cantell, excepte it be otes malte and meale.

Cap. x. Forſtaller. ¶ But ſpecially be it commaunded on the behalfe of our ſoueraine lorde the kynge, that no forſtallour be ſuffred to dwell in any towne whiche is an open oppreſſour of poore people and of all the cominaltee, and an enemie of the whole ſhyre and countrey whiche for gredines of his priuate gaine both preuente other in byinge graine, fiſſhe, heatinge, or any other thinge to be ſolde coming by lande or water oppreſſinge the pore and deceiuing the riche, which carieth awaie ſuche thinges intendinge to ſell them more dere. The whiche come to marchantes ſtraungers that bring marchandiſe, offering them to bie and informing them that their goodes might be derer ſold then thei intended to ſell, and an whole towne or a countrey is deceiued by ſuche crafte and ſubtilitee. He that is conuicte therof, the firſte tyme ſhalbe amerced and ſhall leſe the thinge ſo bought, and that according to the cuſtome and ordinaunce of the towne, he that is conuicte the ſeconde tyme, ſhall haue iudgemente of the pillory. At the thirde tyme he ſhalbe impriſoned and make fyne, the fourth tyme he ſhall abiure the towne. And this iudgement ſhall be geuen vpon all all maner of forſtallours, and lykewiſe vpon them that haue geuen them counſell, helpe, or fauour.

¶ An ordinaunce for meaſures.

Meaſures. BY the conſent of the whole realme of Englande the meaſure of oure ſoueraigne lorde the kynge was made, ſo that an engliſhe peny, called a ſterlyng, rounde and without any clipping, ſhall waie xxxii. wheate cornes in the middes of the eare, and .xx. d. ſhall make an ounce, and .xii. ounces .i. li. and. viii. li. ſhall make a gallon of wyne, and. viii. galons of wyne ſhall make .i. buſſhel London, which is the. viii. parte of a quarter.

Ounce.
Pounde.
Gallon.
Buſſhell.

STATVTES MADE AT VVESTMINSTER IN THE FIRST YERE OF THE REIGNE OF the noble kynge Edvvarde the thirde.

WHERE AS HVGHE SPENSER THE FAther and Hughe Spenser the ſonne, late at the ſute of Thomas than erle of Lancaſter and Leiceſter, and ſtewarde of Englande, by the common aſſente and awarde of the peeres and commons of the realme, and by the aſſent of kynge Edwarde father to our ſoueraigne lorde the kynge that nowe is, as traitours and enemies of the kynge and of his realme, were exyle. exiled, diſherited, and baniſſhed out of the realme for euer, And afterwarde the ſame Hughe and Hughe by ſuell counſell whiche the kynge hath taken of him, without the aſſent of the peeres and commons of the realme, came againe into the realme. And thei with other procured the ſaide kynge to purſue the ſaide erle of Lancaſter, and other great men and people of the realme, in whiche purſute, the ſaide erle of Lancaſter, and other great men and people of the realme were willingly dead and diſherited, and ſome outlawed, baniſſhed, and diſherited, and ſome diſherited and impriſoned, and ſome raunſomed and diſherited. And after ſuche miſchiefe, the ſaide Hughe and Hughe, maiſter Robert Baldok, and Edmunde Erle of Arundell vſurped to them the roiall power, ſo that the kyng nothing did nor wold do, but as the ſaide Hugh and Hughe, Roberte and Edmund erle of Arundel did counſaile him, were it neuer ſo great wronge, duringe whiche vſurpacion, by dures and force againſte the will of the commons, thei purchaſed landes as well by fynes leuied in the courte of the ſaide kynge Edwarde as otherwiſe. And where as after the death of the ſaide erle of Lancaſter, and of other great men, our ſoueraine lorde the kynge that now is and dame Iſabell queene of Englande his mother, by the kynges wyll and comon councell of the realme, went ouer into Fraunce, to treate a peace betwene the two realmes of England and Fraunce, vpon certaine debates then moued: The ſaide Hughe and Hughe, Roberte, and Edmunde erle of Arundell continuinge their miſchiefe, encouraged the ſaide kynge Edwarde againſte our ſoueraine lorde the kynge that nowe is his ſonne, and the ſaid queene his wyfe, and by the roiall power whiche thei had to them encroched, as afore is ſaid, procured ſo muche greuance by thaſſente of the ſaid kynge Edwarde, to our ſoueraine lorde the kynge that nowe is, and the queene his mother, then beinge beyonde the ſea: that thei remained as forſaken of the ſaide kynge Edwarde, and as exiled from this realme of Englande. Wherfore it was neceſſary for our ſoueraigne lorde the kynge that nowe is, and the queene his mother, being in ſo great ieopardie of them ſelfe, in a ſtrange countrey, and ſeing the diſtruction, damage, oppreſſions, and diſheriſons, which were notoriouſly done in the realme of Englande, vpon holy churche, prelates, erles, barons, and other great men, and the cominaltee by the ſaide Hughe and Hughe, Roberte and Edmunde erle of Arundell by thencrochinge of ſuche roiall power to them, to take as good councel therin as thei might. And ſeinge thei might not remedie the ſame, onles thei came into Englande with an army of men of warre, And by the grace of god with ſuche puiſſaunce and with the helpe of great men and the comons of the realme, thei haue banquiſſhed and diſcroied the ſaid Hughe and Hughe, Roberte, and Edmunde. Wherfore our ſoueraine lorde kinge Edwarde that nowe is, at his parlyament holden at Weſtminſter, at the tyme of his coronacion on the morowe after Candelmas, in the firſte yere of the reigne vppon certaine peticions and requeſtes made to him in the ſaide parlyament, vpon ſuch articles aboue reherſed, by the comon councell of the prelates, erles, barons, and other great men, and by the cominaltee of the realme there being by his commaundement, hath prouided, ordeined and eſtabliſſhed in forme folowinge.

Cap.i. Purſuites.

FIrſt that no great man other of what eſtate, dignitee, or condicion he be, that came with the ſaide kynge that nowe is, and with the queene his mother into the realme of Englande nor none other, than dwellynge in Englande that came with the ſaide kynge that nowe is, and the queene, in aide of them to purſue their ſaide enemies, in whiche purſute the kynge his father was taken and put in warde, and yet remaineth in warde: ſhall not be empeched, moleſted, nor greued in perſon nor in goodes, in the kynges courte, nor other courte for the purſute of the ſaide kynge, takinge and withholdinge of his body, nor purſute of any other nor takyng of their perſons goodes, nor death of any man, or any other thinges perpetrate or committed in the ſaide purſute, from the daie of the ſaide kynge and queene did arriue, till the daie of the coronacion of the ſame kynge. And it is not the kynges minde, that ſuch offenders that commited any treſpas, or other offente out of the ſaid purſute, ſhould go quite or haue aduauntage of this ſtatute, but thei ſhalbeat their anſwere for the ſame at the lawe.

Cap.ii. Eyrle.

¶ Item that the people of the ſaide eyrle, whiche was made by dures and force be annulled for euermore. And the ſame eyrle made by a warde of the peeres and the commons by the kinges aſſente as afore is ſaide, ſhall ſtande in his ſtrengthe in all pointes, after the tenure of euery article therin contemed.

Cap.iii. Force and dures

¶ Item that thexecutours of the teſtamente of all thoſe that were of the ſame quarell dead, ſhall haue actions and recouer the goodes and cattalles of them beinge of the ſaide quarell whoſe executours thei be, as thei of the ſame quarell ſhould. And that fines, ſales, and giftes of lande and recogniſances of dettes after the tyme of the eyrle of the ſaide Hughe and Hugh, made by force and dures to the ſaid Hughe and Hughe, Edmunde erle of Arundell, Roberte Baldocke, and Water Stapleton late biſſhop of Exceter, or to any of them, be defeted. It is alſo agreed and ſtabliſſhed that if any man wyll by waie of action, defete any fyne, ſale or gifte of lande, and recogniſaunces of dettes, made by force or dures to the ſaide perſons as aboue is ſaide: he ſhall haue a writte out the chaunery to cauſe the tranſcript of the foote and of the fyne, and the tenure of the recogniſaunce to be had before the kynge and his iuſtices, aſſigned to holde pleas before the kynge with. ii. erles and. ii. barons aſſociate vnto them, or erles of euery eſtate one, to warne the tenaunt of the lande, wherof ſuche fine leuied or gifte or ſale made. And if it be founde in the kynges courte by confeſſion of the partie, or by a laufull enqueſte to bee taken, that ſuche fyne ſale or gifte was leuied or made by dures of imprſonmente, or els for feare of deathe: it ſhall then be defeted. And execucion to be made for the plaintiffe as parteineth by reſtitution of landes and tenementes, beinge in other mennes handes then the kynges. And lyke proces ſhalbe made of landes beinge in the kynges handes, wherof fynes be leuied to warne the kepers of the ſaide landes. And in caſe where any will demaunde lande by the comon law, and ſuche fine or dede be pleded in barre of his demande, then it ſhal be done as hath bene vſed in tymes paſte where the releaſe or quite claime hath ben pleaded in barre, of ſuche actions betwene the parties, or imprſonmente hath bene alleged. But it is not the minde of the kynge nor of his counſayle, that thei whiche haue ſolde their landes, and releaſſed or quite claimed of their owne free will, ſhulde haue any benefite by this ſtatute.

Cap. iiii. Recorde.

¶ Item it is ordred in amendemente of the lawe, that when any recorde cometh into the kynges courte by writte of falſe iudgement, in caſe where the party alleged that the recorde is otherwiſe, than the courte doth recorde the ſame: the auerrement ſhalbe receiued of the good countrey, and of them which wer preſent in the courte when the recorde was made, if thei do come: and by other of the countrey by the ſhiriffes retourne. And if thei come not, the enqueſt ſhall be taken by the good countrey.

Cap. v. Auerrement.

¶ Item it is prouided, that from henceforthe againſt the falſe retournes of baſſiffes of franchiſes, which haue full retourne of writtes, a man ſhall haue auerrement, and recouer as well againſte them, as againſte the kynges ſhiriffe: as well of to lytle iſſues retourned, as in other caſes,

cales, so that it falleth in preiudice of the lordes, nor in the blemisshe of their fraunchise. And that the estate of holy churche be alwaies saued. And that all the punishmente fall onely vpon the baillifes by punishment of their bodies, if thei haue not wherof to answere.

¶ Item it is prouided that for the graet mischefes domage and distruction that hath hapned to diuers persons, as well of holy churche, as of other, by the fals othes of iurours in writtes of trespas: fram henseforthe a writte of attainte shall be graunted as well vpon the principall, as vpon the damages in suche writte of trespas. And that the chauncellour whiche shall be for the tyme, shall haue power to graunte suche writtes of atteintes without speakinge therfore to the kynge. And in suche and all other cases of attaintes the iustices shall not let to take the atteintes for the damages not paide. Cap. vi. Attaintes.

¶ Item to eschewe the damage and distruction that often doth happen by shirifes iailours, and kepers of prisons within franchises and without, which hathpained their prisoners, and by suche iuell meanes compell and procure them to be come appellours, and to appeale harmeles and gilles people, to thentente to haue raunsome of suche appealed persons, for feare of imprisonmente or other cause: The iustices of either benche, and iustices of assises and gaiolde liuery, shall by force of this statute enquire of suche compulsions punishmentes and tourmentes, and here the complaintes of all them that will complaine by bill. And to here and determine suche plaintes as well at the suite of the partie, as at the kynges suite. Cap. vii. Gaiolours.

¶ Item where as diuers people be disherited raunsomed and vndone by the chiefe kepers of the forestes on this syde Trente and beyond, and by other ministers, against the fourme of the statute of the great charte of the forestes, and against the declaration made by kyng Edwarde sonne of kynge Henry in fourme folowinge, that is to sale: we wyll and graunte for vs and our heires, that for any trespas done in the forestes of verte and venison: That the forresters in whole baliywoke suche trespas shalbe committed, shall present the same trespalles, at the nexte swainmote before the forresters, verders, regarders, agisters, and other ministers of the same forestes. And that suche presentmente be made before the saide forresters, verders, regarders, agisters and other ministers aforesaide, as well by the othes of knightes as of other discrete and lawfull men and not suspicious, of the parties lothinge or nere, where suche offences shalbe presented, and where the trouthe maie beste and moste clerely be knowen: And the trouth perfectly knowen, than suche presentmentes by the comon assent and consent of al the said ministers shalbe solemnely writen and with their seales enseled. And if any enditement be in any other maner made: the same shal be voide. And therfore because the cheke wardens of the forestes hath not obserued the same hetherto: It is agreed and ordeined, that from henseforth no man shalbe taken nor imprisoned for verte nor venison, onles he be taken with the manour or els endited after the fourme before specified. And then the chiefe warden of the forestes shal let him to mainprise, tyll the eyre of the forestes, without any thing takynge for his deliuerance And if the said warden will not so do, he shall haue a writ out of the chauncery, which hath ben in olde tyme ordeined for such persons endited, to be at mainprise till the eire. And if such warden after he hath receiued the writte, doe not incontinently deliuer suche persons endited, to mainprise without takynge any thing: then the plaintiffe shall haue a writte out of the chauncery to the shirifie to attache the saide wardeine, to bee before the kynge, at a certaine daie to answere, wherfore he hath not replenied him that is so taken. And the shirifie the vierdours beinge called to him, shall deliuer him that is so taken by good mainprise, in the presence of the vyerdours, and shall deliuer the names of the mainpernours to the same verdours, to answere the eire of the iustices. And if the chiefe wardeine be therof atteinted, the plaintiffe shall retourn his trebls damages, and the saide wardeine to be committed to prisone and raunsomed at the kynges will. And from henseforthe it shall be written to them as the chiefe wardeins of the forestes, because thei maie not be iustices nor to haue any retorde. Cap. viii. Offences in forestes.

Dated at westminster the. vii. date of Marche, in the firste yere of our reigne.

¶ An other statute made in the saide seconde yere of kyng Edwarde the thirde.

IN the honour of god and of holy churche, and to the redresse of the oppressions of the people: kynge Edwarde the thirde at his parlyament holden at westminster after the purification of our lady, in the firste yere of his raine, at the requeste of the cominaltee of his realme, by their petition made before him and his counsaile in the parlyament, by assent of the prelates, erles, barons, and other great men assembled at the said parlyament, hath graunted for him and his heires for euer these articles vnder written.

Cap. i. Charters.

FIrste that the great charter of the lyberties, and the charter of the forreste be obserued and kepte in euery article. And that the olde perambulacions of the forreste in tyme of kynge Edwarde graundfather to the kynge that nowe is, be from henseforth holden in lyke fourme, as it was then riden and bounded. And therupon a chartre to be made to euery shyre where it was riden and bounded. And in such places where it was not bounded, the kyng will that it shalbe bounded by good men and lawful, and that a charter be therupon made as afore is said.

Cap. ii. Housebote and heybote.

¶ Item euery man that hath any wood within the forreste maie take houlbot and heibot in his saide wood, without being attached for the same by any ministers of the forreste, so that he do the same by vertue of the forresters. And because before this tyme in the tyme of kynge Edwarde father to the kynge that nowe is, he by euell councellours caused to be seised into his handes the temporalties of diuers bisshops, with all their goodes and cattalles therin founde without any cause, and the same helde in his handes by a longe season, and continually therof toke the profites, to the great damage of the same bishops, wastes and distructions of all their cattalles, maners, parkes, and woodes: The kynge will and graunteth that from henseforthe it shall not be done.

Temporalties of bysshops.

Cap. iii. Pardon.

¶ Item where as kynge Edwarde father to the kynge that nowe is, in tymes passe had pardoned his people of all issues and amerciamentes, till the. xx. yere of the reigne of his father, and afterwarde without hauinge regarde to the saide pardon, the saide issues and amerciamentes haue ben leuied to the great damage of the people: The kynge wyll that as touching the same issues and amerciamentes, his fathers graunte shall be executed. And that the Iewes dettes be also pardoned.

Cap. iiii. Kynges dettes.

¶ Item for the ease of the people withe hath bene before this tyme greued by outrageous leuynge of the kynges dettes: The kynge wyll and graunteth that the treasourer and barons of the eschequer maie determine and ordeine euery det due to the kynge to the sum of. CCC. li. accordinge to the estate of the dettours, sauinge alwaies their countenaunce. And that thei shall not charge the shirifes, bailifes of lyberties, nor none other accomptantes in the eschequer to leuy any summe of any person, if he do charge him of as muche as he maie leuy by his othe, without abating the dettours countenaunce, but the answeres of the shirifes and of other ministers shall be taken accordinge to the pointe of their othes.

Cap. v. Armour.

¶ Item the kynge wyll that no man from henseforth shalbe charged to arme him selfe, otherwise than he was wonte in the tyme of his progenitours kynges of Englande. And that no man be compelled to go out of his shyre, but where necessitee requireth and sodein cominge of straunge enemies into the realme. And then it shalbe done as hath bene vsed in tymes passe for the defence of the realme.

Cap. vi. Tayers.

¶ Item because the commons hath felte great griefe where as thei graunted any aide to the kyng of their goodes, and certain were assigned to taxe their goodes, and the taxers haue leuied the same taxe, and yelded their accomte for the same at the eschequer, and there paid no ney: Iustices haue ben assined afterwarde to enquire vpon their doinges, which iustices haue

taken

taken raunsomes and fines of the tarers and other, by colour of their commissions, to the great oppression and empouerisshinge of them: the kynge wyll that from henseforth thei shall be tared after the olde maner, and not otherwise.

¶ Item where as commissions haue ben awarded to certaine people of shires, to prepare men of armes, and to conuete them to the kynge into Scotlande or Gascoine, or els where at the charge of the shires: The kynge hath not before this tyme geuen no wages to the said prepa- rers and conueters nor souldiours, whom thei haue brought, wherby the commons of the counties haue ben at great charge and muche empouerisshed: The kynge will that it shalbe so done no more. Cap. vii. Men of armes.

¶ Item where as some of the realme hath grieuously complained, that thei be greued by the shiriffes, naming them selfe the kynges approuours, which do take money by extorcion for beaw- pleder: The kyng will that the statute of Marlebridge shalbe obserued and kept in this point. Cap. viii. Shiriffes. Beawpleder.

¶ Item the kynge will that cities, boroughes, and fraunchised townes, shall enioy their fran- chises customes and vsage as thei ought and were wont to doe. Cap. ix. Fraunchises.

¶ Item where as archbishops, bishops, abbottes, priours, abbesses and prioresses, hath ben before this tyme sore greued by the kynges desyres and his progenitours, which hath desyred them by great thretes, for their clerkes and other seruauntes, for great pensions, prebendes, churches, and corrodies, so that thei might nothinge geue nor doe to suche as had done them seruice, nor to their friendes, to their great charge and damage: The kynge graunteth that from henseforth he will no more suche thinges desire, but where he ought. Cap. x. Requestes.

¶ Item the commons doth grieuously complaine, that when diuers persons aswell clerkes as laie people, hath bene endited before the shiriffes in their tournes, and afterwarde be delyue- red by enquestes procured before the iustices: after their delyueraunce thei do sue in the spiri- tuall courte against suche enditours, surmisinge against them that thei haue defamed them, to the great damage of the enditours wherfore many of the people in the shyres be in feare to endite suche offendours: The kynge wyll that in suche case euery man that feleth him selfe gre- ued therby shall haue a prohibicion fourmed in the chauncery vpon his case. Cap. xi. Enditours.

¶ Item where as diuers people of the realme, complaine them selfe to be greued by that that landes and tenementes, whiche be holden of the kynge in chiefe and aliened without ly- cence, haue bene seised heretofore in the kynges handes, and holden as forfaite: The kynge shall not holde them as forfaite in suche case, but wyll and graunte from henseforth of suche landes and tenementes so aliened, there shalbe reasonable fine taken in the chauncery by due proces. Cap. xii. Alienacion. fyne.

¶ Item where as diuers haue complained that thei be greued by reason of purchasinge of lan des and tenementes, whiche haue bene holden of the kynges progenitours that nowe is, as of honours, and the same landes and tenementes haue bene taken into the kynges handes, as though thei had ben holden in chiefe of the kynge, as of his crowne: The kyng wyll, that from henseforth no man be greued by any suche purchase. Cap. xiii. Purchase.

¶ Item because the kynge desyreth that commune right be ministred to all persones, as well poore as rich: he commaundeth and defendeth, that none of his councellours, nor of his house, nor none of his other ministers, nor no great man of the realme by hym selfe, nor by other, by sendinge of letters nor otherwyse, nor none other in this lande great nor small, shall take vp- pon them to mainteine quarelles nor partes in the countrey, to the let and disturbance of the common lawe. Cap. xiiii. Quarelles.

¶ Item where as many in this realme in the tyme of the kynges father that nowe is, by meanes of his false and euill councellours, haue men excited by dures to blynde them selfe by wrytinge to come to the kynge with force and armes when so euer thei shoulde be sente for, vppon peyne of lyfe and lymme, and to forfaite all that euer they might forfaite: by ver- tue of whiche wrytinges diuers of his lande haue bene often distroied: The kynge

Writinges. considering that such writinges were made to the kynges dishonour, sithens that euery man is bound to do to the kyng, as to his liege lorde, all that perteineth to him without any maner of writing: wyll that from henceforth no such writinge be made. And that suche as be made, by the sighte of the chauncellour and treasourer shalbe shewed to the kyng, and the kyng shal cause all suche as be made against right and reason to be cancelled.

Cap. xvi. ¶Item for the better kepinge and maintenaunce of the peace: The kynge will that in euery Iustices of peace countie good men and lawful, which be no maynteners of euill nor barettours in the countrey, Cap. xvii. shall be assigned to kepe the peace.

¶Item the kynge commaundeth that the shirifes and bailifes of fraunchises, and all other that take enditementes in their tournes, or elles where, where as thei ought to be made: shal take suche enditemente by rolle indented, wherof the one parte shall remaine with the enditours, and the other parte with him that taketh thenquefte. So that the enditementes shal Enditementes. not be embesiled as thei haue bene in tymes paste. And so that one of the enquefte maie shew the one parte of the indenture to the iustices, when thei come to make delyueraunce.

¶Here beginneth the statute made at Northampton, in the seconde yere of the reigne of kynge Edwarde the thirde.

OUr soueraigne lorde the kynge Edwarde the thirde after the conqueste, at his parliament holden at Northampton at the. iii. wekes of Ester in the seconde yere of his reigne, desyringe that the peace of his lande, and his lawes and statutes ordeined and vsed before this tyme maie be kepte and mainteined in all poyntes, to the honour of god and of holy churche, and to the common profite of the people, by assent of the prelates, erles, barons, and other great men, and all the comunaltee summoned to the same parlyament: hath ordeined and establisshed in the said parliament these thinges vnder written in forme folowinge.

Cap. i. FIrste that the great chartre and the chartre of the foreste be obserued in all poyntes.
Charter. ¶Item were as offendours haue ben greatly encouraged, because that charters of par-
Cap. ii. don haue ben so swiftly graunted in tymes paste of manslaughters, roberies, felonies, and o-ther trespalles against the peace: It is ordeined and enacted, that suche charters shall not be graunted, but onely wher the kyng maie do it by his othe, that is to saie, where a man sleeth an other in his own defence, or by misfortune. And also thei haue encouraged because that the Charters of pardon. iustices of gaiolddeliuery, and of oier and terminer, haue bene procured by great men, against the fourme of the statute made in the. xxiii. yere of the reigne of kynge Edwarde graundfather to our soueraigne lorde the kynge that now is. Wherin is conteined, that iustices assigned to take assiles, if thei be laie men, shall make diliuerance. And if the one be a clerke, and and the other a laie man: that the laie iudge with an other of the countrey associate to him, shall deliuer the gayles: wherfore it is enacted, that suche iustices shall not be made against the forme of the saide statute. And that the assiles, atteintes, and certificacions be taken before the iustices comonly assigned, whiche be good men and lawfull, hauinge knowlage of the lawe, and none other, after the fourme of an other statute made in the tyme of the saide kynge Edwarde the firste. And that the oyers and terminers shall not be graunted, but before iu-Oyer and ter-minor. stices of the one benche or the other, or the iustices errauntes, and that for great hurte or horrible trespalles, and of the kynges especiall grace, after the forme of the statute therof ordeined in the tyme of the saide graundfather and none otherwise.

Cap. iii. ¶Item it is enacted that no man great nor small of what condicion so euer he be, except the kynges seruauntes in his presence, and his ministers in executing of the kynges preceptes or of their office, and suche as be in their companie assisting them, and also vpon a crie made for

or armes to kepe the peace, and the same in suche places where suche actes happen, be so hardy to come before the kynges iustices, or other of the kynges ministers doinge their office, with force and armes, nor bringe no force in affraie of the peace, nor to go nor ride armed by night nor by daie in faires, markettes, nor in presence of the iustices or other ministers, nor in no parte els where, vpon peine to forfaite their armour to the kynge, and their bodies to prison at the kynges pleasure. And that the kynges iustices in their presence, shiriffes and other ministers in their bailiwekes, lordes of fraunchises and their bailiffes in the same, and maires and bailiffes of cities and borroughes within the same cities and borroughes, and borough holders and wardeins of the peace within their wardes, shall haue power to execute this acte. Force & armes.

And that the iustices assigned at their comminge downe into the countrey, shall haue power to enquire how suche officers and lordes haue exercised their offices in this case, and to punisshe them whom thei finde that haue not done that that perteined to their office.

¶ Item bicause the peace not be well kepte without good ministers, as shiriffes, bailiffes, and hundreders whiche ought to do execucion as well of the kinges prinitees as of other thinges touchinge our souerainge lorde the kynge and his people: It is ordeined and establisshed that the statute made in the tyme of kynge Edwarde father to the kyng that nowe is, at Lincolne conteininge that shiriffes, hundreders, and bailiffes shall be of suche people, as haue landes in the same shyres or bailiwekes: shalbe obserued in all pointes after the fourme therof. And that shiriffes and bailiffes of fee shall cause ther counties and bailiwekes to be kepte by suche as haue landes therin. Cap. iiii. Shiriffes. Bailyffes.

¶ Item where it was ordeined by the statute of westminster seconde those that will delyuer their writtes to the shiriffe, shall deliuer them in the full countie or in the rier countie, and that the shiriffe or vnder shiriffe shall therupon make a bill: It is accorded and establisshed that at what tyme or place in the county, a man dothe deliuer any writ to the shiriffe, that they shall receiue the same writes, and make a bill, after the fourme conteyned in the same statute, without takinge any thinge therfore. And if thei refuse to make a bill, other that be presente shall set to their seales. And if the shiriffe or vnder shiriffe do not retourne the saide writtes, thei shalbe punisshed after the forme conteined in the same statute. And also the iustices of assises shall haue power to enquire therof at euery mannes complaint, and to awarde damages, as hauing respecte to the delaie and to the losse and perill that might happen. Cap. v. Writtes.

¶ Item as to the kepinge of the peace in tyme to come: it is ordeined and enacted that the statutes made in tymes passe with the statute of Wincheſter shalbe obserued and kepte in euery pointe. And where it is conteined in the ende of the said statute of wincheſter, that the iustices assigned shall haue power to enquire of the defautes, and to reporte to the kynge in his parlyamen, and the kynge remedie it, whiche no man hath yet sene: the same iustices shall haue power to punisshe the disobeiours and resisters. Cap. vi. Peace.

¶ Item as to the punishment of felonies, robberies, manslaughters, trespasses, and oppressions of the people committed in times passe, it is accorded that our soueraine lorde the kynge shall assigne iustices in diuers places of his lande within the kynges benche and els where, as it was done in the time of his saide graundfather of great men of the lande, which be of great power, with some of the iustices of the one benche or of the other, with other lerned men in the law, to enquire as well at the suite of the partie, as at the kynges suite, and to here and determine all maner of felonies, robberies, manslaughters, theste, oppressions, conspiracies, and grenaunces done to the people against the lawe, statutes, and customes of the lande, as well by the kynges ministers, as by other what so euer thei be, and that as well within fraunchises as without. And also to enquire of shiriffes, corroners, vndershiriffes, hundreders, bailiffes, constables, and all other ministers within lyberties and without, and of their vnderministers. And to here and determine at the kynges suite and also the parties. And our sou- Cap. vii. Oyer & terminer

neraine lorde the kynge, and all the great men of the realme in the full parlyamente, hath taken vpon them to mainteine and kepe the peace. And thei and theirs to saue the kynges iustices, and aide them where thei come, so that the iudgement and executions bee not let, but executed. And that the offendours be not hid by them nor mainteined priuely nor apertly. But the entent of the kynge and of his counsaile is not, that by this acte any preiudice shoulde ensue to the great men of the lande hauinge tyberties, nor to the citee of London, nor to other citees, nor boroughes, nor to the fyue portes in the right of their fraunchise.

Cap.viii. Seale.

¶Item it is accorded and established, that it shall not be commaunded by the great seale nor the little seale, to disturbe or delaie comon right. And though suche commaundementes do come: the iustices shall not therfore cease to do right in any poinie.

Ca. ix. Staple.

¶Item it is enacted, that the staples beyonde the sea and on this syde, ordeined by kynges in tymes passe, and the peines therupon prouided, shall cease: And that all marchantes straungers and priuie maie goe and come with their marchaundises into Englande, after the tenure of the great chartre, and that writtes therupon sente to all shiriffes of England, and to maires and bailiffes of good townes where nede shall require.

Cap.x. Pardon.

¶Item where as kynge Edwarde, father to the kynge that nowe is, did pardon his people of issues and amerciamentes, that were forfaite tyll the .xx. yere of the reigne of his father, graundfather to the kynge that nowe is: The kynge for ease of his people, hath pardoned all the fines that haue ben made in the chauncery for to haue writtes tyll the .xx. yere aforesaid.

Cap.xi. Comon Benche.

¶Item where as by remouinge of the common benche, the pleas haue often tymes abyden without date, to the great hurte and perill of disherison of diuers: It is enacted that from henseforth the iustices, before that the common benche be remoued, shalbe warned by a tyme so that thei maie atourne the parties by suche tyme that thei shall not lose their proces.

Ca p xii. Shiriffes.

¶Item where as all the counties in Englande were in olde tyme assessed to a certaine ferme and then were all the hundredes and wapentakes in the shiriffes handes rated to this ferme: And afterwarde were approwers sent into diuers counties, whiche did encreace the fermes of some hundredes and wapentakes: And after that, the kynges at diuers tymes haue graunted to many men, parte of the same hundredes and wapentakes for their olde fermes onely. And nowe late the shiriffes be wholly charged of the encreace, whiche amounteth to a great summe, to the great hurte of the people, and disherison of the shiriffes and their heires: It is ordeined, that the hundredes and wapentakes let to ferme by the kynge that nowe is, be it for terme of lyfe or otherwise, which were sometyme annexed to the fermes of the counties where the shiriffes be charged: shall be enioined againe to the counties. And that the shiriffes and their heires haue allowance for the tyme that is passe. And that from henseforth suche hundredes and wapentakes shall not be geuen nor seuered from the counties.

Hundredes and wapentakes let to ferme.

Cap. xiii. Trespas.

¶Item it is accorded and enacted, that lyke proces shalbe made of trespas done in the tyme of kynge Edwarde father to the kynge that now is: as of trespas done in the time of the kyng that nowe is.

Cap.xiiii. Mesuring of clothes.

¶Item it is enacted by our soueraigne lorde the kynge and his counsaile, that from the feaste of saincte Michel nexte comynge forwarde, all clothes in suche places where thei shall be put to sale, shalbe measured by the kynges alnegours in the presence of the maire, and bailiffes where there is a maire, and where no maire is, in presence of the bailiffes of the same places, that is to saie: the lengthe of euery cloth of ray, by a lyne of seuen yardes fowre tymes measured by the lyne, and the brede of euery ray clothe .vi. quarters of measure by the yarde. And of coloured clothes the lengthe shalbe measured by the backe by a lyne of .vi. yardes and an halfe. iiii. tymes measured, and the brede .vi. quarters and an halfe measured by the yarde without defoilynge the clothes. And that the maire and bailiffes where a maire is, or the bailiffes where no maire is, of the townes or places where suche clothes shall come, shall be redy to make proofe what tyme thei shall be required by the meaner, without takyng any

thinge

thinge of the marchauntes. And clothes whiche be of the saide assise, shall be marked by the maire and baillifes where a maire is or by the baillifes where there is no maire as well as by the aulnegour. And that all the clothes whiche shall be founde defective of the same assise, shalbe forfaite to the kynge and preised at their true value in the presence of the saide maire and baillifes. And to remaine with the aulnegours by indenture betwirte them to answere to the kynge of the saide clothes so forfaite. And that the maire and baillifes shall delyuer the indentures made of suche clothes forfaite, euery yere into the eschequer the morowe after the feaste of sainct Michaell, for to charge the saide aulnegour. And at the same tyme shall the aulnegour be put to answere at the eschequer of the saide forfaitures. It is the kynges minde and his counsailes that this acte shall extende to suche clothes as shall come into the lande after the feaste of saincte Mighell. And this acte shall be publisshed and proclaimed throughout the realme, so that no marchant priuey nor straunger shall be supprised by this statute.

¶Item it is establisshed, that it shall be commaunded to all the shirifes of Englande, and els where, where nede shall require to crie and publisshe within lyberties and without, that all the lordes whiche haue faires, be it for yelynge certaine ferme for the same to the kynge, or otherwise: shall holde the same for the tyme that thei ought to holde it, and no lenger, that is to saie, suche as haue them by the kynges charters graunted them, for the tyme lymitted by the saide charters. And also thei that haue them without charter, for the tyme that they ought to holde them of right. And that euery lorde at the beginninge of his faire shall there do crie and publisth, how longe the faire shall endure, to thentent that marchauntes shall not be at the same faires ouer the tyme so publisshed, vppon peine to bee greuously punisshed towardes the kynge. Nor the saide lordes shall not holde them ouer the due tyme, vpon peine to seise the faires into the kynges handes, there to remaie till thei haue made a fyne to the kynge for the offence, after it be duely founde that the lordes helde the same faires lenger then thei ought, or that the marchauntes hath sitten aboue the tyme so cryed and publisshed. Cap. xv. Fayres.

¶Item where as in a statute made at Yorke in the tyme of the father of our soueraigne lorde the kynge that nowe is, it is conteined that enquestes and iuries, whiche be, and shalbe hereafter to be taken, requiring no great examinacion, shall be taken before one iustice of the place where the plea is, adioininge to him one discrete man of the countrey knight or other, so that a certaine date be geuen in the benche, and a certaine date and place in the countrey, in the presence of the parties, if the demaundaunt praie the same. And also the enquestes and iuries in plea of lande whiche enquire great examinacion, shall be taken in the countrey in the saide fourme, before .ii. iustices of the benche: It is accorded and enacted that all such enquestes, whiche are to be taken hereafter in plea of lande, shalbe taken as well at the requeste of the tenaunt as of the demaundaunt. All other proces accordinge to the saide statute in suche case saued and kepte. Cap. xvi. Enquestes and iuries.

¶Item it is enacted that a writ of discreite shall be maintenable: and holde as well in the case of garnisshmente, touchinge plea of lande where suche garnisshmente is geuen, as in case of somons in plea of lande. Dated at Northampton. Cap. xvii. Discreite.

¶*A statute made the fourthe yere of kynge Edwarde the thirde.*

AT the parlyamente summoned at westminster, the mundaie next after the feaste of saincte Katerine, in the fourthe yere of the reigne of kynge Edwarde the thirde after the conquelte, these thinges vnderwritten, at the requeste of the comons be establisshed and enacted by our soueraine lorde the kynge, his prelates, erles, and barons, and other of the same parlyament, whiche thinges our soueraine lorde the kyng will to be publisshed and surely obserued in al his counties of England.

Firste

Cap .i. Charters.

FIrste it is accoꝛded that the great chartre, and the chartre of the foꝛestes, and all other statutes made as wel in the tyme of the kynges pꝛogenitours, as in the kynges tyme that nowe is, be kepte and mainteined in all pointes.

Cap. ii. Gaoldelinery.

¶Item it is oꝛdeined that good and discrete persons other then of the places, if thei maie be founde sufficiente, shalbe assigned in all the shyꝛes of Englande to take assise, iuries and certificacions and to delyuer the iailes. And that the said iustices shall take the assises, iuries, and certificacions and to deliuer the iailes at the leste .iii. tymes a yere, and moꝛe often if nede be. Also there shalbe assigned good and lawfull men in euery countie to kepe the peace. And at the tyme of the assignementes mencion shalbe made that suche as shalbe endited, oꝛ taken by the saide wardens shal not be let to mainpꝛise by the sheriffes, noꝛ by none other ministers, if thei be not mainpernable by the law. Noꝛ that suche as shalbe endited shall not be deliuerd but at the comon lawe. And the iustices assigned, to deliuer the iailes, shall haue power to deliuer the same iailes of those that shalbe endited beꝛe the wardeins of the peace. And that the said wardeins shall sende their enditementes beꝛe the iustices, and thei shall haue power to enquire vpon shiriffes, iailours and other in whose warde suche endited persons shall be, if thei make deliueraunce oꝛ let to mainpꝛise any so endited, whiche be not mainpernable and to punisshe the said shiriffes, iailours and other doinge againste this acte.

Justices of peace

Cap.iii. Takers and purueiours.

¶Item where as the people hath ben greatly greued because that coꝛne, heie, litture, bestail, and other maner of vitaile and goodes of the people, hath bene taken in tymes paste, as well by the takers and pꝛuueiours foꝛ the kynges house, as by other, foꝛ which no paiment was made, and because also the takers and pꝛuueiours foꝛ the kynges house, the queenes house, and their childꝛen, hath taken coꝛne at a leste value then it was woꝛthe, and also hath taken xxi. quarters of coꝛne foꝛ. xx. quarters, because thei measured euery bushell by heape, and also the takers and pꝛuueiours of hei and litture foꝛ the saide houses, haue in times paste made burdens of heie and litture at their own willes, asselling euery burden at an halfpeny, where it was woꝛthe moꝛe then. ii. d. oꝛ. iii. d. And also asselled the cartes of heie and litture at a leste pꝛice, then thei were woꝛthe: it is agreed that no person great noꝛ small of what estate oꝛ condicion so euer he be, the takers and pꝛuueiours foꝛ the kynges house, the queenes, and and their childꝛen onely exꝛepte, shall take the coꝛne, litture, oꝛ heie, noꝛ bestail, vitailes noꝛ none other goodes oꝛ cattailes from any man, noꝛ make cariage againste the will of them to whom suche goodes and cariage shall be. And that the saide takers and pꝛuueiours foꝛ the saide houses, shall take them by measure accoꝛdinge as is vsed thꝛoughout the realme. And that all the coꝛne, heie, litture, bestaile, and other vitailes and thynges, what soeuer thei be that shall be taken foꝛ the said houses, shalbe from henceforth pꝛeised at the veray value by the constables and other good men of the townes where suche takinge shalbe. And the pꝛeisers shall not be constrained by thꝛetes oꝛ dures to set any pꝛyce, other then their othes will. And that of all thynges whiche shalbe taken foꝛ the saide houses of the kynge, of the queene, and of their childꝛen, the paimentes be made beꝛe the kynge departe out of the vierge.

Cap. iiii.

¶Item it is enacted that the article conteined in a statute made in the time of kyng Edwarde graundfater to our souereigne loꝛde the kynge that nowe is, in the .xxviii. yere of his reigne, touchinge suche takynges, be kepte and maincteined in all pointes. The foꝛme of whiche article enacteth in these wooꝛdes. Firste of all because one great gꝛefe is in this realme, whereof ꝛyseth infinite harmes, that is to saie: The kynge and his ministers of his retinue, as well aliens as denizens do make their pꝛiles thꝛoughout the realme, and take the goodes [illegible] of clerkes and laie people, without paiynge therefoꝛe, oꝛ els lesse then the true value: It is ordeined that from henceforthe none shall take any pꝛise thꝛoughout the realme, but only the kynges takers and pꝛuueiours foꝛ his house, and thei shall nothinge take but onely foꝛ the same house. And of the pꝛises whiche thei make in the countrey foꝛ meate oꝛ dꝛinke, oꝛ other neꝛessaries foꝛ the kynges house, thei shal paie in hande, oꝛ els agree with them from whom suche thinges

shall

shalbe taken. And that all the kynges takers puruetours and biers, from henseforth haue their warrant with them, vnder the kynges great seale or small seale, conteining their power and the thinges wherof thei shall make their prise and puruetaunce, whiche warrant thei shal shewe to them of whom thei make their prises, before thei take any thinge. And that those takers puruetours and biers shall take no more, than shall be nedefull for the kynge, and his house, and his children. And that thei take nothinge for such as be at wages, nor none other. And thei shall answere in the kynges house, and in the wardrobe wholly of al, and in none other place to make their larges or deliuery of thinges taken for the kynge. And if any taker of the kynges house by warrant, hath made any prise or iuery, otherwise than is aforesaide, the trothe shalbe enquired vpon complaint made to the stewarde or treasorer of the kynges house, and if any be therof attainted, amendes shall be incontinently made to the party plaintiffe, and he to be banished the kynges seruice for euer, and to remaine in prison at the kynges plea sure. And if any make any prise without warrant, and cary it awaie againste his will, from whom the goodes be taken: he shall be arrested incontinently by the township where the prise was made, and brought to the nexte iaile. And if he be therof attainted, it shall be done of him as of a theefe, if the quantitee of the goodes that require.

¶ Item our soueraine lorde the kynge of his good grace hath pardoned to the knightes, and to all other of his realme, all the fynes late made to him because to bee dispended of their goinge into Gascoine. And also the graunte that was made by the knightes of the counties, for euery towne an armed man. And the graunte made by the citezins and burgesses for the cities and boroughes at the parlyamente of wincheſter. And our soueraine lorde the kynge wyl, that recognisaunces made for the same cause, shall be adnulled and damned. And that the saide knightes nor the people of the cities, boroughes, and townes shall not be from henseforth charged by the saide grauntes, but acquited of all. So that alwaies by reason of the saide pardon thei shall be the more redy and of better wyll to graunte a conenaunt aide to the kyng, when he shall require them or haue to do therof. Cap. v. Pardon.

¶ Item it is accorded that the statute late made and affirmed at Karlyl, that religious persons shulde make no cariage beyonde the sea, shal be mainteined, kepte, and obserued in al pointes. Cap. vi. Religious persons.

¶ Item where as in times past executours haue not had actions for a trespas done to their testatours, as of the goodes and cattalles of the same testatours caried awaie in their lyfe, and so suche trespasses haue hitherto remained vnpunished: It is enacted that the executours in suche cases shall haue an action againste the trespassours, and recouer their damages, in lyke maner as thei, whose executours thei be, shulde haue had if thei were in lyfe. Cap. vii. Trespas.

¶ Item where as before this tyme a horseman was wont to haue his passage ouer the sea frō the porte of Douer for .ii.s. and a foteman for .vi.d. and now late the kepers of the passage and the passengers haue taken more, to the great damage of the people: It is agreed that at the same porte, and all other passages of this lande, as well in fresh waters as in armes of the sea, thei that do passe shall from henseforthe paie as thei were wonte to paie in olde tyme, and of more shall thei not bee charged, nor the passengers nor kepers of the passage shall take no more. And bee it commaunded to the constable of Douer, that he cause this article to be kept in his bailywicke, vpon the perill that therto partaineth. And if he finde any offendinge this acte, he shall punish him at euery mannes suite that will therof complaine, and do right. Be it also commaunded to the bailiffes at the places where suche passages be, that thei do in lyke maner. And the iustices of assises in the counties shal haue power to enquire, if any offend this statute, & punish them, and do right therin, aswel at the kingrs suite, as at the suite of the partie. Cap. viii. Passages.

¶ Item it is accorded that no shirisse, bailyfe of hundrede, wapentake, nor of fraunchise nor vnder eschetours shalbe from henseforthe, exrepte he haue landes sufficient in the places wher thei be ministers, wherof to answer the kynge and his people, in case that any man complaine Cap. x. Shiriffes and Bailiffes,

againste

againſte them, as it was ordeined an other time at the parlyament holden at Lincolne, in the tyme of the kynges father that nowe is, that is to ſaie, in the .ix. yere of his reigne.

Cap. x. Shiriffes and iailours.

¶Item where as in tymes paſte ſhiriffes and iailers of iailes, wolde not receiue theues, perſons appealed, endited or founde with the maner, taken and attached by the conſtables and townelhips without takinge great fynes and raunſomes of them for their reſpecte, wherby the ſaide conſtables and townſhips haue bene vnwillinge to take theues and felons becauſe of ſuche importune charges, and the theues and felons the more encouraged to offende: It is enacted that the ſhiriffes and iailers ſhall receiue and freely kepe in priſon from henſeforthe ſuche theues and felons, by the deliuery of the conſtables and townſhips, without takyng any thing for their recepte. And that the iuſtices aſſigned to deliuer the iales, ſhall haue power to here their complaintes, that will complaine vpon the ſhiriffes and iailers in ſuche caſe, and more ouer to puniſſhe the ſhiriffes and iailers if thei be founde giltie.

Cap. xi. Mainteinors Bearers and conſpiratours.

¶Item where in tymes paſte diuers people of the realme, as well great men as other haue made alyaunces confederacies and conſpiracies to mainteine parties, pleas and quarelles, wherby diuers haue ben wrongfully diſherited, and ſome raunſomed and diſtroied, and ſome for feare to be maimehed and beten, durſt not ſue for their right nor complain, nor the iurours of enqueſtes geue their verdites to the great hurte of the people and diſclaunder of the lawe and common right: It is accorded that the iuſtices of the one benche and of the other, and the iuſtices of aſſiſes when ſo euer thei come to holde their ſeſſions, or to take enqueſtes vpon Niſi prius, ſhall enquire here and determine, as well at the kynges ſute, as at the ſute of the partie of ſuche maintenours, bearers, and conſpiratours. And alſo of them that commit champertie, and of all other thinges conteined in the ſaide article, as well as iuſtices in eire ſhulde doe, if thei were in the ſame countie. And that that cannot be determined before the iuſtices of the one benche or the other, vpon the Niſi prius for thortenes of tyme, ſhalbe atourned into the places wherof thei be iuſtices, and there be determined as right and reaſon ſhall require.

Champerty.

Cap. xii. Wynes.

¶Item becauſe there be more tauernes in the realme, than were wonte to be, ſelling as well corrupte wynes, as holſome, and haue ſolde the galon at ſuche price as thei them ſelfe wolde, becauſe ther was no puniſhment ordeined for them, as hath ben for them that haue ſolde bread and ale, to the great hurt of the people: It is accorded, that a trie ſhalbe made, that none be ſo hardy to ſell wynes, but at a reaſonable price, regardinge the price that is at the portes from whenſe the wynes came, and the expenſes, as in cariage of the ſame from the ſaide portes to the places where thei be ſolde. And that aſſaie be made of ſuche wynes .ii. tymes euery yere ones at Eaſter, and an other tyme at Mighelmas, and more often if nede be, by the lordes of the townes and their baillifes, and alſo by the maire and baillifes of the ſame townes. And al the wynes that ſhall be founde corrupte, ſhall be powred out, and the veſſels broken. And the chauncellour and treaſourer, iuſtices of the one benche and the other, and iuſtices of aſſiſe ſhal haue power to enquire vpon the maires, baillifes and miniſters of townes, if thei doe not accordinge to this ſtatute. And beſides that to puniſh as reaſon ſhall require.

Cap. xiii. Charters of pardon.

¶Item becauſe diuers charters of pardon, haue ben graunted of felonies, robberies, and manſlaughters, againſte the fourme of the ſtatute made at Northampton, conteininge that no man ſhoulde haue ſuche charters out of the parlyamente, wherby ſuche miſdoers haue bene the more bolde to offende: It is enacted, that from henſeforthe the ſame ſtatute ſhall be kepte and mainteined in all pointes.

Cap. xiiii. Parlyament.

¶Item it is accorded, that a parlyamente ſhall bee holden euery yere ones, or more often if nede be.

Cap. xv. Hundredes wapentakes.

¶Item becauſe ſhiriffes haue before this tyme let hundredes and wapentakes in their baillwikes, to ſo high ferme, that the baillifes maie not leuie the ſaide ferme, without doinge extorcion and dures to the people: It is ordeined, that the ſhiriffes ſhall from henſeforthe let their hundredes and wapentakes for the olde ferme, and not aboue. And that the iuſtices aſſigned

ſhall

ſhall haue power to enquire of the ſaide thinges, and punith them that ſhalbe founde offending this ſtatute.

Here begynneth the ſtatute made at weſtminſter in the .v. yere of kynge Edwarde the thirde.

AT the parlyament holden at weſtminſter, the morowe after ſainte Michaell, in the .v. yere of the reigne of kynge Edwarde the thirde after the conqueſt: Our ſoueraine lorde the kynge, by the aſſent of the prelates, erles, barons, and other great men of the reime there aſſembled, to the honour of god and of holy church and at the requeſte of his comons, haue graunted and eſtabliſſhed theſe thinges vnderwritten, whiche he will to be kepte and mainteined for euer.

FIrſte it is accorded and eſtabliſſhed, that the great charter, and the charter, of the foreſte ſhall be kepte and firmely mainteined. Cap. i.

Item where in the ſtatute made at weſtminſter, at the parlyamente there ſummoned after the feaſte of ſaincte Katerine, in the .iiii. yere of the reigne of our ſoueraine lorde the kynge that now is, amonges other thinges there enacted, it is conteined vpon the greuaunces which the purueiours for the kynges houſe, the queenes, and of their children, did to the people in outrageous meaſures of corne, and voluntarily takynge of hey, litture, and other thinges prouided by the ſaide purueiours, that the takers and purueiours of corne for the ſaid houſes, ſhuld take them by meaſure rated, according as hath ben vſed through the realme. And that all the corne, heie, litture, beſtaile, and all other vitailes and thinges to be taken for the ſame houſes ſhoulde bee taken at the true value by the conſtables and other good people of townes where ſuche priſes be, and that the priſers be not enforced by threates and dures, to alleſſe any other price than their othe will. And in the ſame ſtatute is one article reherſed, whiche was made in the tyme of kynge Edwarde graundfather to the kynge that nowe is, where certein peines be lymitted againſt thoſe that late made purueiaunce for the ſaide houſes, whiche peines not regarded, the ſaide purueiours haue not let to make outrageous and vnlaufull priſes againſt the tenure of the ſaide ſtatutes. To the honour and profite of our ſaide ſoueraigne lorde the kynge, and for the peace and quietnes of his people, and for to refraine and punith the enormitees of thoſe that haue committed ſuche outrages, to the kynges, the queenes and their childrens great diſclaunder: It is enacted, that the takers and purueiours for the ſaid houſes ſhall make their purueiaunce by the conſtables and foure diſcrete men of the townes, where ſhall be ſuche priſes and purueiances, therto ſworne and without manace, as in the ſaide ſtatutes is conteined. And that alſo betwirte the purueiours and them whoſe goodes ſhall bee taken, in the preſence of the conſtables and preiſours, tayles ſhall bee made and ſealed with the purueiours ſeale. By whiche tailes ſatiſfaction ſhall be made to them, from whom ſuche goodes be taken. And if any taker or purueiour for the ſaide houſes, do take in any other maner, he ſhall bee incontinently arreſted by the towne, where ſuche takynge was made, and brought to the nexte taile. And if he be therof attainted, it ſhall be done of him as of a theefe if the quantitee of the goodes of the ſame require. And from henſeforthe it ſhall bee conteined in the commiſſions of ſuche takers and poruеiours, be thei vnder the ſmall ſeale or the greatte, the ſourme and the peine conteined in this ſtatute. And that in euery caſe, where enqueſtes be to be taken before the ſteiwarde and the marſhall of the kynges houſe: that ſuche enqueſtes be taken by men of the countrey therabout, and not by men of the kinges houſe, exepte it be of the contractes, rouenauntes or treſpaſſes made by men of the kynges houſe of either parte, and that in the ſame houſe, accordinge to an other ſtatute therof made in the tyme of the ſaid Edwarde the graundfather. And in caſe where any wil complaine of errour made in tyme of the ſaide kynge, before the ſaide ſteiwarde and marſhall, the plaintiffe ſhall haue

Cap. ii.

Charters.

Purueiours.

Enqueſtes.

Errour.

a writ to remoue the recorde and the proces before the kynge in his place, and there the errour shall be redressed. And lykewise shall it be done in every other case, where any man wil complaine him of errour, done before the same stewarde and marshall of the kynges house.

Cap. iii
Religious men.

¶Item it is agreed, that the statute made at Karlyle, in the tyme of kynge Edwarde the kynges graundfather that nowe is, wherin is conteined that religious men shall make no cariage out of the realme, shall be holden, kept, and mainteined in all pointes.

Cap. iiii.
Sheriffes, vnder Shiriffes.

¶Item it is enacted that no shirrife, vnder eschetour, bailiffe of fraunchises, wapentakes, hunderedes nor tythinges shall from henseforthe bee, exrepte he haue landes sufficient in the same countie, wherof to answere the kyng and his people, if any man will complaine.

Cap. v.

¶Item where it is conteined in the statute made at Northampton, in the seconde yere of the reigne of the kynge that nowe is, that the lordes whiche haue faires by charters or otherwise, shall holde them duringe the tyme that thei ought to do, and no lenger, vpon peine to seise such faires into the kynges handes: And that euery lorde at the beginnige of his faire do crie and proclaime therin how longe the faire shall endure. And in the same statute is no certaine punisshemente ordeined againste the marchauntes if thei sell after the time: It is accorded that the saide marchauntes after the saide tyme, shal close their bothes and stalles without putting any maner of ware or marchaundise to sell there. And if it be founde that any marchaunte from henseforth sell any ware or marchaundise at the saide faires, after the saide tyme, suche marchaunt shall forfaite to our soueraine lorde the kyng, the double value of that that is solde. And euery man that will sue for our soueraine lorde the kynge shalbe receiued, and also haue the fourth parte of that that is losse at his suite.

Faires.

Cap. vi.

¶Item where as iurours haue the lesse doubted to be periured, by reason of the longe delaies that haue bene in attaintes, before the iustices of the one benche and of the other, and before other iustices: It is enacted that no essoine of the kynges seruice, nor protection shal be from henseforth alowed in suche iuries, no more than in assises of nouel disseisin. And that. .vi. vaies by the yere be geuen before the iustices of the comon benche in the said iuries at the leste. And that a Nisi prius be as well geuen in suche writtes as in other.

Iurees.

Cap. vii.
Attainte.

¶Item where as it is conteined in a statute late made at westminster, in the first yere of the reigne of our soueraine lorde the kynge that nowe is after the coronacion, that attaintes shuld be graunted in writtes of trespas: It is accorded and establisshed that writtes of attaint shalbe from henseforth graunted as well in pleas of trespas moued without writ, as by writte before iustices of recorde: if the damages iudged do passe .xl. s. And this statute shall holde place as well of enquestes taken in tymes passe as to be taken in tyme to come.

Cap. viii.

¶Item where as persons endited of felonies, roberies, and theste, in tymes passe haue remoued the same enditement before the kynge, and there yelded them selfe, And by the marshalles of the kynges benche haue ben incontinently let to baile. And afterwarde haue done many euill deedes, and lyen in a waite to slea and euill entreate their enditours. And also persons appeled of felony, after the erigende awarded, haue yelded them selfe before the kynge, and haue bene let to baile by the saide marshalles: It is accorded and establisshed that suche enditees and appellees shall bee safely and surely kepte in prison, as belongeth after the charge, as the saide marshalles shall haue of the iustices. And if any marshall doe otherwyse, at the complainte of euery man that wyll complaine: the iustice shall doe him right duringe the terme. And that in the ende of the terme, the saide marshalles shall choose before the saide iustices, before thei departe the places, in what towne thei will kepe suche prisoners at their perill. And in the same towne thei shall allowe to them houses to kepe suche prisoners at their owne costes and charges, and there thei shall keepe them in prison, and shall not suffer them to goe wanderinge abrode, nor by baile nor without baile. And if any suche prisoner bee founde wanderinge out of prison by baile or without bayle, and that be founde at the kynges suite, or at the suite of the partie: The marshalles whiche shall

Baile.
Marshall.

shall be therof founde gilty, shall haue halfe a yeres imprisonmente. And besydes that to be raunsomed at the kynges wyll. And the iustices shall therof make enquery when they se time And as to the marshals, It shall be done within the vierge that that reason wyll. And in case that the marshalles suffer by their assent suche prisoners to escape, they shall bee at the lawe as before this tyme they haue ben. And the kynge entendeth not by this statute to lose the escape where he ought to haue the same.

¶Item it is enacted, that no man from henseforthe shalbe attached by any accusacion, nor forjudged of lyfe nor limme, nor his landes, tenementes, goodes nor cattals seised into the kynges handes, against the fourme of the great charter and the lawe of the lande. Cap. ix. Attachementes.

¶Item it is accorded, that if any iurour, in assises iuries or enquestes, take of the one partie or of the other, and be therof duly attainted, that hereafter he shall not be put in any assises, iuries or enquestes, and neuertheles he shall be commaunded to prison, and further raunsomed at the kynges wyll. And the iustices before whom suche assises, iuries, and enquestes shal passe shall haue power to enquere and determine, according to this statute. Cap. x. Iuroures.

¶Item where in tymes passe some persones appeled or endited of diuers felonies in one countie, or outlawed in the same countie, haue ben dwellinge, or receiued in an other countie, wherby suche felonous persons endited and outlawed haue bene encouraged in their mischiefe, because they maie not be attached in an other countie. It is enacted, that the iustices assigned to here and determine suche felonies, shal directe their writ to al the counties of Englande where nede shall be, to take suche persones endited. Cap. xi. Enditementes.

¶Item it is establisshed and ordeined, that in case where the plaintiffe shall recouer damages, and he againste whom the damages be recouered, be outlawed at the kynges suite: That no charter of pardon shall be graunted of this outlawry, excepte the chaunceller be certified, that the plaintiffe is satisfied of his damages. And in case that a man bee outlawed by proces before his apparaunce, no suche charter shall be graunted, excepte the chaunceller bee certified that suche person outlawed hath yelded him selfe to the prison before the iustices of the place, from whense the writ of Exigende issued, that is to saie, if from the kynges benche, then he shal yelde him in the same place: And if from the common benche, then he shal yelde him selfe there. And if from the iustices of oyer and terminer, whyles the same iustices do sitte, he shall yelde him before them. And if they be risen, then he shall yelde him in the kynges benche before the iustices. And the recorde with the proces to be remoued before them by writ, and the saide iustices before whom, they shall so yelde them, shall cause the partie plaintiffe to be warned to appere before them at a certaine daie, at whiche daie if the warninge be duely witnessed, and the plaintiffe appere vpon his warninge, then they shall plede vpon the firste originall writ, as thongh no outlagary had ben pronounced. And if the plaintiffe come not, he that is outlawed shalbe deliuered by vertue of his charter. And it is to be vnderstande that all such charters be of the grace of the kynge, as before they haue bene. Cap. xii. Charter. Outlawry.

¶Item where as diuers being duly outlawed, haue auoided the outlagaries pronounced against them, by reson of imprisonmentes, vntruly witnessed by shirikes and other, which haue no recorde: It is enacted, that if any from henceforth will defete any outlagary pronounced vpon him by suche witnessing, that he shall yelde him selfe to the prison, and than the iustices of the kynges benche shall cause the partie, at whose sute the outlagarie was pronounced, to be warned to be before them at a certaine daie, at whiche daie if the partie will verifie that the witnessinge is vntrue, his auerrement shall be receiued. And in lyke maner the kinges seriaunt or his atturney or other that will sue for the kynge, shalbe receiued to haue the same auerrement against such witnessinge, in case where such outlagary is pronounced at the kynges sute. Cap. xiii. Outlawry. Auerrement.

¶Item where as in the statute made at Winchester, in the time of kynge Edwarde graundfather to the kynge that nowe is, it is conteined, that if any straunger passe by the countrey in the nighte, of whom any hath suspection, he shall bee arrested and deliuered to the shirifie, Cap. xiiii.

and remaine in warde tyll he be duely deliuered. And becauſe there hath bene diuers man ſlaughters, felonies, and robberie done in tymes paſte, by people that be called roberdeſmen, Nyghtwalkers. wakes, and Drawlaches: It is accorded that if any man haue any euill ſuſpection of ſuche, be it by daie or by night, thei ſhalbe incontinently areſted by the conſtables of the townes. And if thei be areſted within fraunchiſes, thei ſhalbe deliuered to the bailiffes of the fraunchiſe. And if in the gildable, thei ſhall be deliuered to the ſhiriffes, and kepte in priſon till the coming downe of the iuſtices of the iaile delyuery, and in meane tyme the ſhyriffes or bailyffes of the fraunchiſes ſhall enquire of ſuche arreſtes, and at the cominge of the iuſtices, retourne their enqueſtes before them, with that that thei haue founde, and the cauſe of the takinges with the bodies, and that the iuſtices ſhall procede to the deliuerance of ſuche perſons arreſted after the lawe. And in caſe that the ſhiriffes or bailiffes of the fraunchiſes haue not enquired of ſuche arreſtes, thei ſhall be amerſed, and neuertheles the iuſtices ſhall make enquery and further proceede to the deliuerance as before is ſaide.

Here beginneth the ſtatute made at Yorke in the .ix. yere of kyng Edward the thirde.

WHere as before this tyme in many parlyamentes, and nowe at this preſent parlyament ſummoned at Yorke, on the morowe after the Aſcencion, in the ix. yere of the reigne of kynge Edwarde the thirde after the conqueſte, It was ſhewed to our ſaid ſoueraine lorde the kyng, by the knightes of the ſhires, citezens of the cities, and burgeſſes of the boroughes, whiche cometh for the commons of the ſaide ſhires, cities and boroughes, that in diuers cities boroughes and other places of his realme, great dures and greuous domage was done to him and his people, by ſome people of citees, boroughes, portes of the ſea and other places of the ſaide realme, whiche in longe tyme paſte hath not ſuffred nor yet wyll ſuffer marchauntes ſtraungers, nor other whiche do carie and bringe in by ſea or by lande, wynes, auoir de pois, and other lyuinges and vitailes, with diuers other thinges, to be ſolde neceſſary and profitable for the kynge, his prelates, erles, barons and other noble men and the comons of his realme, to ſell or deliuer ſuche wynes, lyuinges, vittailes nor other thinges, to any other than to them ſelfe of the ſame citees, boroughes, portes of the ſea, or other places where ſuche wynes, lyuinges, vitailes, and other thinges to be ſolde, ſhalbe brought or caried, by reaſon wherof, ſuche ſtuffe aforeſaide is ſolde to the kynge and to his people, in the handes of the ſaid citezens, burgeſſes, and other people denizens, more derer than thei ſhuld be, if ſuch marchauntes ſtraungers, and other whiche bringeth ſuche thinges into the realme, might freely ſell them to whom thei wolde, to the great domage of our ſoueraigne lorde the kynge, and of his prelates, erles, barons, and other nobles of his realme, and greuous oppreſſion of his commons, wherupon the ſaide knightes citezens and burgeſſes for them, and the commons deſired our ſaide ſoueraine lorde the kynge in his ſaide parlyament by their petition, that for his profite and the commoditee of his prelates erles barons nobles and comons of his realme it maie pleaſe him without further delaie, vpon the ſaide greuaunces and outrage to prouide remedy.

Cap. i. OUr ſoueraine lorde the kynge, deſirynge the profite of his people, by aſſent of his prelates, erles, barons, and other nobles of his realme, ſummoned at his parlyamente, and by the aduiſe of his counſaile being there, vpon the ſaid thinges diſcloſed to him and found true: to the great hurte of the ſaide prelates, erles, barons, and other nobles of his realme, and oppreſſion of his commons, hath ordeined and eſtabliſſhed that all marchauntes ſtraungers and denizens, and all other and euery of them of what eſtate or condicion ſo euer thei be, Marchauntes ſtraungers. that will bie or ſell corne, wynes, auer de pois, fleſh, fiſh, and all other lyuinges and vitaile, wolles, clothes, and all other thynges vendible, from whenſe ſo euer thei come by ſeyne or

or denizens, at what place so euer it be, citee, borough, towne, porte of the sea, fayre, market, or els where within the realme, within fraunchise or without: maie freely without interruption, sell them to what persones it shall please them as well to forreins as denizens. Except alwaies the enemies of our soueraigne lorde the kynge, and of his realme. And if haply any disturbance bee done to any marchaunte stranger or denizen, or any other for the sale of suche thinges in any citee, borough, towne, porte of the sea, or other place whiche hath franchise, and the maires and bailifes, or other whiche haue the rule of suche fraunchise, beinge required by the saide merchauntes or other, therof to prouide remedie, and doth not, and be therof attainted, the fraunchise shall be seised into the kynges handes. And neuertheles he and the other whiche hath done this disturbance against this statute, shall be bounde to yelde and restore to the saide marchaunte his double damages whiche he hath therby sustained. And if suche disturbaunce or interruption be done to suche marchauntes, or to other in suche townes or places where no fraunchise is, And the lorde if he be presente, or his bailiffe constable or other ruler of the saide townes and places, in the absence of the saide lordes, beinge therin required to do righte, and doth not, and therof be attainted, thei shall yelde to the partie plaintiffe his double damages as afore is saide. And the disturbers in the one case and the other, as well within the fraunchise as without, if thei be atteinted, shall haue one yeres imprisonment. And neuertheles to be raunsomed at the kynges will. Also it is ordeined and established that none alyen or denizen vpon the same peine shall not bee troubled, but that he maie freely bie suche thinges aforesaide, in the saide places and cary them where pleaseth him, to his owne vse, or to the profite of the kynge, or of the great men, or the comons of the realme. Sauinge that suche marchauntes aliens, shall cary no wyne out of the same realme, as is conteined in their charter And it is enacted that the thynges aforesaide, shall be surely obserued and kepte in euery citee, borough, town, porte of the sea, and other places within the reime, notwithstanding charters of fraunchise graunted to them to the contrary, nor vsage nor custom nor iudgement geuen vpon their charters, vsages, or customes that thei can allege. Whiche charters, vsages, and customes if any be, our soueraine lorde the kynge, his prelates, erles, barons, great men, and the commons aforesaide holdeth them of no force nor effecte, as thinges graunted, vsed or accustomed, to the derogacion of the kynge and of his prelates, erles, barons, and great men of this realme, and to the oppression of the commons. Saued alwaies to the kynge and to other, the customes due of the saide marchaundiles. It is also ordeined and prouided, that the chauncellour, treasourer, and the iustices assigned to holde the kynges pleas, where thei come, shall enquere of suche disturbances and greuaunce, and the same to punish accordinge as is before ordeined. And neuertheles the kynge shall assigne by commission of his great seale certaine persons, where and when shall please him, to enquire of suche disturbances and greuaunce, and the same to punish as afore is saide. Fraunchise.

¶ Item at the requeste of the comons aforesaide, made at the saide parlyament: our souerain lorde the kynge for the ease of his people, by the assente of the prelates, erles, barons, and other great men, and the commons aforesaide, hath put out nonpleuin of lande, whiche hath bene accustomed in the tyme of his progenitours and his owne tyme, and the peine also that was wont to ensue in case the lande was not pleuied in due tyme: Also it is enacted that none shall lose his lande from henseforthe because of nonpleuin. And that this statute holde place as well in pleas yet hanging, wherin is no iudgement geuen, as in tyme to come. Cap. ii. Nonpleuin.

¶ Item at the requeste of the saide commons made to our soueraine lorde the kynge in his said parliament: It is ordeined and established by our saide soueraine lorde the kynge, by the assent of his prelates, erles, barons, and other great men, and the commons aforesaide, that in a writte of dette brought against diuers executours, the same executours, nor none of them shall haue but one essoine before aparaunce, that is to saie, at the somons or attachement, nor after apparance thei shal haue but one essoine, as the testatour shulde haue, so ỳ the executours Cap. iii Executours.

Effoine.

do p̄sente the p̄sone of their testatour as one p̄sone. It is also enacted that though the shirrife do answere at the sūmons, that some of them haue nought where he maie be sūmoned: yet there shall bee an attachemente awarded vpon him. And if the shirrife answere, that he hath nought wherby he mai be attached: a great distresse shal bee awarded, so that at the great distresse retourned vpon them, he or thei that do firste apere in the courte, shall answere to the plaintiffe. And although some of them hath appered in the courte, and make defaute at the date, that the great distresse is retourned vpon the other: yet neuertheles he or thei shalbe put to answere that firste appered, at the great distresse retourned. And in case the iudgement passe for the plaintiffe: he shall haue his iudgement and execucion againste them that haue pleaded, according to the lawe heretofore vsed, and againste all other named in the writte, of the goodes of the testatour, as well as if thei had all pleaded. And it is to be vnderstande, that if any in suche case will sue after the lawe that hath bene vsed hertofore: he maie freely do it not withstandinge this statute.

Cap. iiii.

Deedes. Fraunchise.

¶ Item where as in tymes passe many haue bene oftentimes delaied of their action, as well in assises and other pleas of lande, as in contractes, couenauntes, and trespasses, by reason that the tenauntes or defendauntes haue put in barre a release, quite claime, or other especiall dede, made within a fraunchise within the boundes of the realme, where the kynges writ renneth not: It is enacted and establisshed, that when any suche dedes be put forth in barre of any action, berynge date in a place within suche fraunchise, althoughe there be witnesses of the same fraunchises named in the same dedes, if the same dedes be denied: proces shall be made into the same countie, where the plea shall be moued to haue the enquest of the countrey, and the witnesses: and if the witnesses come not at the great distresse returned, then for the absence of the witnesses, the iustices shall not let to procede to the taknynge of the enquest, as well as if suche dede did bere date in the same shire where the plea was moued, and that the witnesses were of the same countie.

Cap. v.

Recordes and proceſſes.

¶ Item at the requeste of the commons our soueraine lorde the kynge by the saide assent hath ordeined and establisshed, that iustices of assises, gaoldelyuery, and of oyer and terminer, shal sende all their recordes and proceſſes, determined and put in execucion, to the eschequer at Mighelmas euery yere ones, to be deliuered there and the treasorer and chamberlaines which for the tyme shall be, hauinge the sighte of the commissions of suche iustices, shall receiue the same recordes and proceſſes of the saide iustices vnderneth their seales, and kepe them in the treasorie as the maner is. So that the iustices alwaies do firste take out the estretes of the saide recordes and proceſſes againste them to sende to the eschequer as thei were wonte before.

¶ The statute of money made at Yorke in the .iy'. yere of kynge Edwarde the thirde.

EDwarde by the grace of god kynge of Englande. &c. to the shirrife of N. gretinge. Because we haue perceiued, that diuers people beyonde the sea do endeuour them selfe to counterfaite our sterlynge money of Englande, and to sende into Englande their weke money in disceite of vs, and derogacion and oppression of our people, if remedie be not the soner prouided: we willinge to preuente and let all suche disceites, damage, and oppressions, and that our good money be encreased in our realme, and other countreies within our power, to the profite of vs and our subiectes, by the assente of the prelates, erles, barons, and other great men of our realme, at our parlyament holden at Yorke, the morow of the assencion laste passe there assembled, haue ordeined and establisshed these thinges vnder writte.

Cap. i.

FIrste it is prouided, that from henseforth no religious man, nor other, shall cary any sterlinge out of the realme of Englande, nor siluer in plate nor in vessell of golde nor of siuerl,

ner vpon peine of forfaiture of the money, plate, or vessell, that he shall so cary without our especiall lycence. Money and plate.

¶Item that no false money nor counterfeite sterlynge bee broughte into our realme, nor elswhere within our power, vpon peine of forfaiture of suche money. Prouided alwaies that al maner people of what realme or dominion thei be of, maie safely bringe to the exchaunges, and to no place els, bullion, siluer in plate, vessell of siluer, and all maner money of siluer, of what value so euer it be, so that it be no false money and sterlinge counterfeite, and there thei shall receiue good and conueniente exchaunge. Cap.ii. False money.

¶Item that no sterlinge halfepeny nor farthinge be molten, for to make vessell or any other thinge by goldesmithes nor other, vpon forfaiture of the money so molten, and that the goldesmithe or other whiche hathe so molten suche money shall be committed to prison, there to remaine tyll he hath yelden vnto vs the one halfe of that that he hath so molten, not withstanding any charter or fraunchise graunted or vsed to the contrary. Cap.iii. Halfepense and ferthinges.

¶Item that al maner of blacke money, which haue ben comonly currant of late in our realme and obeisaunce, be vtterly excluded, so that none suche shall be currant after a moneth next after the crie therof made, vpon peine of forfaiture of the same money. Cap. iiii. Blacke money.

¶Item euery man that will sue for vs against those that commit any fraude againste this ordinaunce, shalbe therto receiued. And he to haue the fourthe peny of that that shalbe so atchened at his suite to our profite. Cap. v. Suite.

¶Item that the maires and bailliffes in euery porte, where marchauntes and shippes be, shal take an othe of the marchauntes and maisters of the shippes goinge and cominge againe, that thei shall do no fraude against this prouision in any pointe. Cap.vi. Othe.

¶Item that the tables of exchaunge shalbe at Douer, and in other places, where and when it shall please vs and our counsaile to make exchaunges. And that the wardeins of suche tables shall make suche exchaunges by the testimonie of controllers which we shall put to them. Cap. vii. Exchaunge.

¶Item that no pilgrim shall passe out of our realme to the parties beyonde the sea, but onely to Douer, vpon pein of a yeres imprisonment. Cap. viii. Pilgrimes.

¶Item that good and straite warde be made in all places vpon the sea costes in hauens, and els where any artiualle is, by good men and lawful therto sworne, that in our name thei shall make diligente serche, that no man of what estate or condition he be, shall cary out of the realme sterlinge money, siluer, or plate, nor in vessell of golde, nor of siluer, without our lycence, nor shall not bringe into our saide realme and power any false money and counterfeite sterlinge, as afore is saide vpon the peines and forfaitures aforesaide. And that the money, plate, or vessell so forfaite, be deliuered at the exchaunges by indenture, wherof the one parte shall remaine with the serchours, and be delinered at the eschequer, and therby the warden of the exchaunge shalbe charged of that that he hath receiued. Cap.ix. Money and plate. False money.

¶Item the serchours shall haue of our gifte the fourthe peny for their labour, of as muche as thei shall finde so forfaite. And if any suche serches make any relese, or do dispende with any, and therof be attainted, thei shall forfaite all their goodes. Cap.x. Serchers.

¶Item the hostelers in euery porte where any passage is, shal be sworne, to serche their gestes in the same maner, as the serchers do, and thei to haue the fourthe peny of that thei shal finde so forfaite to vs, as the serchers shoulde haue. And it is our entente and meaninge, that the saide serchers shall haue power to serche the hostries, and to instructe them selfe of the hostelers actes. And in case suche hostilers be founde defectiue in any article aforesaide, thei shall be punished, and that thei shall renne in the saide forfaitures. Wherfore we do commaunde firmely, enioinige that incontinently vpon the sighte of these letters, all the saide pointes and articles be cried and published in cities, boroughes, marchaunt townes, and all other places through your bailliweke, as well within fraunchise as without where it shall seme to you conuenient to be done. Cap.xi. Hostelers.

¶Here

¶ Here begynneth the ſtatute made at weſtminſter in the. ix. yere of kynge Edwarde the thirde.

BEcauſe our ſouereigne lorde the kynge Edwarde the thirde, after the conqueſte, whiche ſouerainly deſireth the maintenaunce of his peace, and ſafegarde of his people, hath perceiued at the complaynte of the prelates, erles, barons, and alſo at the ſhewinge of the knightes of the ſhyres, and his commons by their peticion put in his parlyamente holden at weſtminſter, the mundaie nexte after Lente, in the. x. yere of his reigne, diuers oppreſſions and greuaunces done to his ſaide people. And namely by murderers, robbers, theues, rauiſſhers of women, and other felons: Louetinge to obuent the malice of ſuch felons, and for to ſee a conenable remedy, hath ordeined and eſtabliſſhed by thaſſente of the ſaide prelates, erles, barons, and other nobles of his realme, and at the requeſte of the ſaide knightes, and commons, for the quietnes and peace of his people, that the articles vnderneth written be kepte and mainteined in all pointes.

Cap. i. Charter.

FIrſte it is accorded and eſtabliſſhed that the great charter, and the charter of the foreſte, and alſo the ſtatutes made in the tyme of the kynges progenitours, and alſo in his owne tyme, be kepte, holden, and firmely mainteined, as well by the great men as the ſmall, and the ryche men as the poore.

Cap. ii. Charter of pardon.

¶ Item where as murderers, robbers, and other felons be greatly encouraged to offende, by reaſon the charters of pardon of manſlaughter, robberie, felonies, and other treſpaſſes againſte the peace, haue bene ſo lightly graunted before this tyme: It is accorded and eſtabliſſhed by our ſouereigne lorde the the kynge, by the aſſente of his prelates, erles, barons, and at the requeſte of the ſaide knightes and commons, that no ſuche charters from henſeforth ſhall be graunted by our ſouereigne lorde the kynge, againſte the forme of the ſtatute late made at Northampton, the ſeconde yere of his reigne.

Cap. iii. Charters.

¶ And as to charters graunted in tymes paſte, It is accorded and eſtabliſſhed by our ſouereigne lorde the kynge, by the ſame aſſente, and at the requeſte aforeſaide, that all ſuche which haue charters, ſhall come before the ſhirifes and coroners of the counties, where the felonies be done, betwene this and the feaſte of the natiuitee of ſaint John baptiſte nexte coming, and euery of them ſhall ynde before the ſaide ſhirifes and coroners of the counties, where the felonies be done, his good and ſuffiſient mainpernours, for whom the ſaide ſhirifes and coroners wyll anſwere, that thei from henſeforthe ſhall bere them ſelfe well and lauſully. And the mainpriſes ſhal be ſealed with their ſeales, and retourned in the chauncery at the. xv. of the ſaide feaſte of ſainte John. And thei that wyll aide them ſelfe by ſuch charters, and haue not founde mainpriſe, as aboue is ſaide, or after the mainpriſe founde, bere them ſelfe otherwiſe againſte the peace, than thei ought, their charters ſhall be holden for none. And in caſe that our ſouereigne lorde the kynge graunte any ſuche charters in tyme to come, that within. iii. monethes after the makynge of the ſame, thei that haue the ſaide charters, ſhall come and finde before the ſaide ſhirifes and coroners of the ſaide counties, where the felonies be done, ſuche mainpriſe, and alſo as before is ſaide of their good beringe. And be the ſaide mainpriſes ſealed and retourned in the chauncery within. iii. wekes after the ende of the ſaide. iii. monethes. And if thei that ſhall haue ſuche charters wyll in time to come aide them ſelfe ther by, and haue not founde ſuche mainpriſes, or after ſuche mainpriſe founde, do beare them otherwiſe againſte the peace than thei ought, their charters ſhall be holden for none, as afore is ſaide.

Good abea rynge.

Mainpriſe.

Here

¶ Here beginneth the ſtatute of purueiours for the kynges houſe, and of other articles made at weſtminſter the ſame .y. yere.

THis be the things accorded in the parlyament of our ſouerain lorde the kyng Edwarde the third after the conqueſt, holden at weſtminſter, the mundaie nexte after the halfe of Lent, in the .x. yere of his reigne, by our ſaid ſouerain lorde the kynge, of the aſſent of the prelates, erles, barons, and alſo at the requeſte of the knightes of the ſhires, and the commons by their petitions put in the ſaide parlyament.

FIrſt it is accorded, that for to repres the malyce of the purueiours of the kinges, queenes, and their childrens houſes, and other dureſſes by them done to the ſaide people, by their outrageous takynges for the ſame houſes, and other wiſe than is conteined in the article in a ſtatute made at weſtminſter in the .v. yere of the kynges reigne that nowe is, in fourme as here foloweth, the ſame ſtatute made at weſtminſter, at the parlyament ſomoned there after the feaſt of ſaint Katerine, in the fourth yere of the kynges reigne that nowe is, amonges other thinges there accorded and eſtabliſſhed, it is conteined, that vpon greuaunces, whiche the purueiours of the kynges, queenes, and their childrens houſes did to the people, in outrageous meaſure of corne, and alſo in wylfull tailyng of heie, litture. &c. prouided by the ſame purueiours. Be it eſtabliſſhed, that the ſaide purueiours and takers of corne for the ſaid houſes of the kynge, and queene, ſhall take the ſame by the meaſure ſtryked, according as is vſed throughout the realme. And that all the corne, heie, litture, and beſtaile, and all other vitaile and thinges what ſo euer thei be, to be taken for the ſame howſes ſhalbe taken at the true valure by the conſtables and other good people of the townes, where ſuche takynges ſhall bee made, without that that by manace or dures the takers ſhall be driuen to ſet other price than their othe wyll. And where as in the ſame ſtatute an article was reherſed, whiche was made in the tyme of the good memory of the kynge graundfather to our ſouereigne lorde the kynge that nowe is, where certaine peines be conteined againſte thoſe, whiche do vnduely make purueiaunce for ſuche houſes, for whiche peines the purueiours of the ſaide houſes haue not let to make outrageous and vndue takynge, againſte the tenours of the ſaide ſtatute: To the honour and profite of our ſaid ſouereine lorde the kynge, and for the quietnes and tranquillitee of his people, and for to refrain, and alſo to puniſh the miſdemeanour of them that haue made ſuche outrages, in ſclaunder of the kynge, the queene his compaignon, and their children: It is accorded and eſtabliſſhed, that the takynges and purueiaunces ſhalbe made for the ſaide houſes, by takynges made by the conſtables and .iiii. diſcrete men of the townes, where ſuch takynges and purueiances ſhalbe made, ſworne, and without manace, as the ſaide ſtatutes is conteined. And that betwixte the purueiours, and thoſe whoſe goodes ſhall be taken, in the preſence of the conſtables, and preſiours, tailes ſhall be made, ſealed with the ſeales of the takers of the thinges ſo taken, by whiche tailes contentacion ſhall be made to them, of whome the thinges ſhalbe ſo taken. And if any purueiour or taker for the ſaide houſes do otherwiſe, he ſhall be incontinently areſted by the towne, where the takynge ſhalbe made, and brought to the nexte taile. And if he be therof attainted there, be it done of him as of a theefe, if the quantitee of the goodes the ſame require. And from henſeforth be it conteined in the commiſſions of ſuche takers and purueiours, be thei vnder the great ſeale or the ſmall, the fourme and the peine conteined in this ſtatute. Cap. i. Pueueiours.

¶ Item in euery caſe, where enqueſtes be to bee taken before the ſtewarde or marſhall of the kynges houſe, the ſame enqueſtes ſhall be taken by people of the countrey therabout, and not by people of the kynges houſe, excepte it be of contractes couenauntes, or treſpaſſes made by the people of the ſame houſe, accordinge to the ſtatute therof made, in the tyme of the ſame kynge the graundfather. Cap. ii. Enqueſtes.

¶ Item

Cap. iii
Errour.

¶Item in case where a man wyll complaine of errour, made before the said Stewarde and marshall, the plaintiffe shall haue a writte, to make the recorde and the proces to come before the kynge in his place, and there the errour shall be redressed. And so be it done in euery case, where a man wyll complaine of errour made before the saide Stewarde and marshall of the kynges house.

Cap. iiii.
Iis oyses.

¶Item it is accorded, for the great grenaunces that the kepers of the kinges great horses haue done to the people, as our souereigne lorde the kynge hath perceiued by the shewinge of the saide commons, that puruiaunces from henseforthe to be made for the saide horses, as longe as thei do soiourned in any parties, shall be made by the sheriffes of the counties, where the saide horses ought to soiourne and not by other. And that the commissions made afore this tyme to suche kepers, shall be from henseforthe of none effecte and vtterly repealed. And that the puruiaunces to be made by the saide shirikes in this case, shalbe deliuered to the saide kepars by indentures.

Cap. v.

¶Item it is accorded, that certaine people shalbe assigned to here and determine all the offences done by the said kepers, as well at the sute of the kynge, as of the partie. How be it this is holden for no statute as it appereth by the rolle.

¶Here begynneth the statute made at westminster in the. xi. yere of kynge Edwarde the thirde.

Cap.i.
Woolles.

IT is accorded by our souereigne lorde the kynge, his prelates, erles, and barons with the assent of the comons in the parlyament summoned at westminster, the mondaie nexte after the feaste of sainte Mathy the apostle, in the. xi. yere of the reigne of our souereigne lorde the kynge, that no marchaunt forreine or denizen, nor none other, of what estate or condition that he be, vpon peine of forfaiture of lyfe and of membre, and of as muche as he maie forfaite towardes our souereine lorde the kynge, shall bringe or cause to be broughte, by him selfe nor by other, priuily nor apertely from henseforthe any woolles out of the realme, till by the kynge and his counsaile it be therof otherwise prouided.

Cap. ii.

¶Item it is accorded, that no man nor woman great nor small of Englande, Irelande, nor wales, nor of our souereigne lorde the kynges power in Scotlande, of what estate or condicion he be, the kynge, queene, and their children onely excepte, shall were no clothe, whiche shall be bought after the feast of sainte Michaell nexte comynge, other than is made in Englande, Irelande, wales, or Scotlande within the kynges power, vpon peine of forfaiture of the same cloth, and further to be punished at the kynges wyll. And that in the said landes of England, Irelande, wales, and Scotlande within the kynges power, a man maie make the clothes as longe and as shorte as a man will.

Clothe.

Cap. iii.
Outlandish clothes.

¶Item it is accorded and stablished, that no marchaunt forein nor denizen, nor none other, after the saide feaste of saint Mirhaell, shall bringe or cause to be brought priuely nor apertly, by him selfe nor by other into the saide landes of Englande, Irelande, wales, and Scotlande within the kynges power, any clothes made in any other places, than in the same, vpon the forfaiture of the said clothes, and further to be punished at the kynges wyll.

Cap.iiii.

¶Item it is accorded, that no man nor woman of the saide landes of Englande, Irelande, wales or scotlande within the kynges power, of what estate or condicion that he be, the kyng, quiene, and their children, the prelates, erles, barons, knightes, and ladies, and people of holy churche, whiche maie expende by yere an. C. li. of their benefices at the leaste, to the very value, onely excepte, shall were no furre in his clothes, that shall be bought after the saide feaste of sainte Michaell, vpon the forfaiture of the saide furre. And further to be punished at the kynges wyll.

Furres.

¶Item

¶Item it is accorded, that all the clothwoorkers of straunge landes, of what so euer countrey thei be, whiche will come into Englande, Irelande, Wales, and Scotlande within the kynges power, shall come safely and surely, and shall be in the kynges protection and sauf conduite, to dwell in the same landes chosing where thei wyll. And to the entente the saide clothwoorkers shall haue the greatter wyll to come and dwell here: Our souereine lorde the kynge wyll graunte them straunchises as many, and suche as may suffise them. Cap. v. Clothworkers.

¶Here beginneth the statute made at westminster in the .viii. yere of kynge Edwarde the thirde.

TO the honour of god, and of holy churche, by the assent of the prelates erles, barons, and other assembled at the parlyamente, holden at westminster, the wednesdaie nexte after middell Lente, in the .xiii. yere of the reigne of our souereigne lorde kynge Edwarde the thirde of Englande and the firste yere of his reigne of Fraunce, the kynge for the peace, and quietnes of his people, as well great as small, doth graunte and establish the thinges vnderwritten, whiche he wil to bee holden and kepte in all pointes perpetually to endure.

FIrste ỳ holy churche haue her lyberties in quietnes, without interruption or disturbance. And that the great charter and the charter of the foreste be holden in all pointes. And that the citee of London and all other citees and borroughes of the realme of Englande, haue all their straunchises and customes, whiche thei haue resonably had and vsed in tymes paste. Cap. i. Straunchises.

¶Item in as muche as the kynge hath great compassion of that, that the people of his realme, by the cause of euill tymes of warre of Scotlande, Fraunce, and of Gascoine, and of the great costes and aides that thei haue done to him in sundry wise, for the causes aforesaide and other, and willinge to his people to do grace, wherby thei maie the better aide him, and the rather to be relieued and comforted of their greuaunce: at the requeste of his people of Englande, hath released and pardoned to his people, as well to the great as small, of what estate or condition that thei be, all maner of chatels of felons and fugitiues, escapes of theues, fynes, and amerciamentes, illues forfaite, amerciamentes of murders, all maner of trespalles of the forest, as well of fowing their grounde, as of vert and venison, waste, and euery other trespas done within the foreste, iudged or to be iudged, relyues, and escuages, till the tyme that the kynge that nowe is shall passe towardes Brabant. And also aide to make our sonne knight, and to marry our doughter for all our tyme. Cap. ii. Pardon.

¶Item it is assented, accorded, and stablissed, that all maner of dettes, accomptes, and arrerages of fermes and accomtes, in any maner due to the kynge, as well of the tyme of his progenitours, as of his owne tyme, till the beginninge of the .x. yere of his reigne of Englande, be pardoned and released, to all great and small of the realme of Englande, and to euery of them, and holy churche extincte. And that the dettes to be determined at the eschequer before the tyme of kynge Edwarde that nowe is, and also the dettes to bee determined at the same eschequer, in his time, of the olde dettes due before his time, be extincte, pardoned, and released for euer. So that alwaies that the determinations made of the dettes due to the kynge and ryfinge of his owne tyme shall stande in their force. And that the shiriffes, eschetours, fermours of the manours, tarers, customers, bitaillers, and other receiuours of the kynges goodes or money in time of the kynge that nowe is, whiche yet be in lyfe, shall answere of the goodes and of the money which thei haue leuied and receiued to the kynges vse, without that that thei shal be in other maner charged, but onely of that that thei haue receiued. But the heires executours, and lande tenauntes of suche ministers and receiuours, whiche be dead, shal be quitly discharged of all maner of accomptes and dettes that the kynge can demaunde, by occasion of the leuinges and receiptes aforesaide, till the beginninge of the saide .x. yere. And it is the Cap. iii. Pardon.

kinges

kynges mynde, that suche as doe owe him dettes of any lone, and wyll accompte with the kynge, that the same summe of lone shall be allowed to the kynge in their accompte, and charged vpon them, as thinge receiued by the kinges hande, not withstanding this ordinaunce.

Cap. iiii. Engleschery. ¶ Item because many mischieues haue happened in diuers countreies of Englande, whiche had no knowlage of presentment of Engleschery, wherby the commons of the counties were often amerced before the iustices in Eyer, to the great mischise of the people: It is assented, that no iustice erraunt, shal put in any article, opposition, presentment of Engleschery, against the commons of the counties, nor against any of them, but that Engleschery, and presentment of the same, be wholly out and voide for euer. So that no person by this cause be from henseforth impeched.

Cap. v. ¶ Item because diuers mischieues haue happened, of that that in diuers places, as well in the chauncery, as of the kynges benche, the common benche, and in the eschequer, the iustices assigned, and other iustices to here and determine deputed, the iudgementes haue bene delated sometyme by difficultee, and sometyme by diuers opinions of the iudges, and sometyme for some other cause: It is assented establisshed, and accorded, that from henseforthe at euery parlyament shalbe chose a prelate. ii. erles and. ii. barons, which shal haue comission and power of the kynge, to here by peticion deliuered to them, the complaintes of those that wil complaine them of suche delaies or greuaunces made, and thei shall haue power to doe come before them at westminster, or els where, where the places or any of them shalbe, the tenour of recordes, and processes of suche iudgementes, so delated, and to cause the same iustices to come before them, whiche shal be than present to here their cause and reason of suche delaies. which cause and reason so herde, by good aduise of them selfe, the chauncellour, treasorer, the iustices of the one benche and of the other, and other of the kynges counsaile, as many, and such as shall seme conuenient, shall procede to take a good accorde and make a good iudgement. And according to the same accorde so taken, the tenour of the saide recorde, together, with the iudgement, whiche shall be accorded, shall be remaunded before the iustices, before whom the plea did depende. And that thei goe hastely to geue iudgement, accordinge to the same recorde.

Delayes.

Parliament. And in case it semeth to them, that the difficultee be so great, that it maie not well bee determined, without assent of the parlyament, that the saide tenour or tenours shall be by the said prelates erles and barons in the nexte parlyment, and there shall be a final accorde taken, what iudgement ought to be geuen in this case. And accordinge to this accorde it shalbe commaunded to the iudges, before whom the plea did depende, that thei shall procede to geue iudgement without delaie. And to begin to do remedy vpon this ordinaunce: it is assented, that a comission and a power be made to the archbisshop of Caunterbury, the erles of Arundell and Huntington, the lorde of Wake, and the lorde Rause Ballet, to endure tyll the nexte parlyament.

Othe. And thoughe the ministers haue made an othe before this tyme, yet neuertheles to remember them of the same othe: It is assented, that as well the chaunceller, treasourer, keper of the priuy seale, the iustices of the one benche and of the other, the chaunceller, barons of the eschequer, as iustices assigned, and all thei that do medle in the saide places vnder them, by the aduise of the archebisshop, erles and barons, shall make an othe well and lawfully to serue the kynge and his people. And by the aduise of the saide prelates, erles, and barons, be it ordeined to encrease the nombre of the ministers whan nede shall be, and them to deminisshe in the same maner. And so whan officers shall bee newly put in office as is aforesaide, thei shall be swoorne in the same maner.

Cap. vi. Misprision. ¶ Item it is assented, that by the misprision of the clerkes of euery place, no proces shal be annulled or discontinued, by mistakynge in writinge one sillable or one letter to muche or to litle, but as soone as the thinge is perceiued, by chalenge of the party or in other maner, it shall be hastely amended in due fourme, without geninge auauntage to the party that chalengeth the same because of such misprision.

¶ Item

¶Item because that some shiriffes haue their bailywekes for terme of yeres of the kynges graunte, and some do so muche truste to tary in their office by procurement, that thei be encowraged to do many oppressions to the people, and suell to serue the kynge and his people: It is assented and stablished, that no shiriffe shall tary in his bailyweke ouer a yere, and than an other conuenient be ordeined in his place, that hath lande sufficiente in his bailyweke, by the chaunceller, treasorer, and chiefe baron of the eschequer, takinge to them the chiefe iustices of the one benche and of the other, if thei be present. And that shall be done yerely in the morowe of all sowles, at the eschequer. Cap.vii. Shiriffes.

¶Item where as sometyme there were no more but two eschetours in Englande, that is to sale, one eschetour on this syde Trente, and an other beyonde, wherby the kynge and the people were worse serued, than in the tyme when there were diuers eschetours, and of lesse estate: It is assented and accorded, that from henseforth there shalbe as many eschetours assigned, as were in the time whan the kynge that now is, did take the gouernaunce of this realme vppon him. And that the same eschetours, be chosen by the chaunceller, treasorer, and chiefe baron of the eschequer, taking to them the chiefe iustices of the one benche and the other, if thei bee present, in maner as is aforesaide of shiriffes. And that no eschetour tary in his office aboue a yere. And that no coroner be chosen, onles he haue lande in fee sufficiente in the same countie, wherof he maie answere to all maner of people. Cap.viii. Eschetours. Coroner.

¶Item where as many mischiues be happened through the realme, of that that shiriffes haue let the hundredes and wapentakes to an higher ferme, than thei yelde to the kynge, and the fermours doe let the same to other at more higher and greatter summes, in suche maner, that by the highe lettinge and enhaunsynge of the fermes, and by great number of bailiffes errauntes out ryders, and other whom the sheriffes, bailiffes, and hundreders do put in, the people bee in diuers maners charged and greued: It is assented and accorded, that from henseforthe all the wapentakes and hundredes, whiche be seuered from the counties, shall be reioyned to the same counties, as before this tyme hath bene stablished by an other statute. And that the shiriffes holde the same in their owne handes, and put in suche bailiffes and hundreders, hauinge landes within the bailywekes and hundredes, for whom thei wyll answere. And if thei wyll let any hundredes, bailywekes, or wapentakes to ferme, thei shal let the same at the auncient ferme, without any thynge encreasinge. And that the kynge and his people be serued by suche bailyffes and hundreders and their vnder bailyffes, in auoidynge for euer the outryders and other, whiche in diuers counties before this tyme haue notoriously distroied the people. And that no bailyffe erraunte bee but in the counties, where baylyffes errauntes haue bene in tymes passe, in the tyme of the kynges graundfather that nowe is. And that there bee no more but one bailyffe erraunte in one countie. And it is assented, that all other, of what estate or condicion thei be, whiche haue ben bailiffes or hundreders in fee, if thei the same will holde in their owne handes, than thei shall put in such bailiffes, for whom thei will answere. And if thei will let the same to ferme to other, than thei shall let the same at the auncient ferme, without any thynge encreasynge, as afore is saide, and the iustices of the one benche and the other, the barons of the eschequer, and the iustices assigned shall haue power to enquire of all those, that come against this ordinance, at all tymes that thei come into the countrey, and to do such punishmente as to them shall seme conuenient to be done, accordinge to the lawe and reason. And if the shiriffes or their fermours be founde in defaute in any point against this ordinance, and therof be attainted, the hundredes and wapentakes, where suche defautes shal be founde, shalbe taken into the kynges handes, and let to other by the iustices, and to cõmaunde them to prison, there to remaine till thei haue made fine and raunsome to the kynge accordinge to the quantitee of the trespas. And neuertheles thei shall answere to the kynge of the whole ferme. And that the lordes, whiche holde hundredes or wapentakes in fee, shal set such bailyffes, which be sufficient to answere the kynge and his people. And if their bailiffes do against this ordi- Hundredes and wapentakes set to ferme. Bailiffe erraunt.

naunce, thei shall be called to answere. And if thei be atteinted, thei shall haue suche punishment as the lawe of the lande requireth in suche case, and thei shal be out of their bailywekes for euer, and other sufficient put in their places by the same lordes.

Cap. x. Gaoles.

¶ Item in the right of the gaoles, whiche were wonte to be in warde of the shirifes, and annexed to their bailywekes: It is assented and accorded, that thei shalbe reioined, to the shirifes, and the shirifes shall haue the custody of the same gaoles, as before this tyme thei were wonte to haue: And thei shall put in suche kepars, for whom thei will answere. And if it happen that the keper of the prison or vnderkeper, by to great dures of imprisonmente, and by peine make any prisoner, that he hath in his warde, to become an appellour againste his will and therof be attainted, he shall haue iudgement of lyfe and of member. And that the kynges iustices before whom suche case shall happen, shall enquire vppon the trouthe: And if thei fynde by enquefte therupon taken, that any kepar or vnderkeper hath done the same, he shall be therof arraigned: and if he be founde giltie, he shall haue iudgement of lyfe and member, as afore is saide.

Cap. xi. Clerke.

¶ Item it is assented and stablisshed, that euery clerke, whiche shalbe deputed to receiue recognisances in cities and borroughts according to the statute marchant, shal abide in proper person to do his office according as is conteined in the statute of Acton Burnell. And that he haue landes sufficient in the same countie wherof he may answer to all persons if he offende. And if any other be in the same office, he shalbe remoued, and an other conuenient set in his place.

Cap. xii.

¶ Item where it is conteined in the great charter, that one measure & one weight be throughout Englande, and also it is conteined in a statute made in the tyme of kynge Edwarde, graundfather to the kynge that nowe is, that none shall sell by the bussheil, if it be not marked with the kynges seale, and that it be accordinge to the standarde: And also it is conteined, that he whiche shall be attainted for hauinge double measure, that is to saie, one greatter to bie, and an other lesse to sell, shalbe imprisoned as falfe, and grieuously punisshed, which thinges haue not bene holden nor vsed after the saide estabilshmente, to the great greke of the people: It is assented and accorded, that from henceforthe one measure and one weighte shal be throughout the realme of Englande. And that the treasorer do to be made certaine standardes of bussheiles, galons, of weightes of auncell, and sende the same into euery countie, where suche standerdes be not sent afore this tyme. And therupon shalbe assigned. ii. good and sufficiente persons in euery countie, and more accordinge as the countie in greatnes requireth, to saruete as well within fraunchise as without, that the measures and the weightes be according to the standarde. And that thei haue power to enquire here and determine, and to punisshe all those that shalbe founde therof giltie. And that the shirifes at their commaundementes receiue and reteine them in prison till thei haue made fine to the kyng. And euery person that wil complaine of such as do offende in byinge or sellinge, shalbe herde as well for the king as for them selfe. And that the said assignees shal deliuer their estretes euery yere in the morow of saint Michaell at the eschequer, and take for their expenses the. iiii. parte of that that thei maie leuie, and answere to the kynge of the. iii. partes. And of that that maie not be leuied before their profer the. iiii. parte shall be alowed to them at the eschekar, and the. iii. partes leuied to the kynges vse. And it is not the kynges minde, but that the clerke of the market shal do his office where he will, according as he was wont to do in times paste. Nor the lordes of fraunchises shal not be out of their fraunchises by the occasion of this ordinance.

Weasures and weightes.

Clerke of the market.

Cap. xiii. Eschequer.

¶ Item where as in the great charter it is conteined, that after the death of the auncestours, which holde of the kyng in cheife, and whose heires be within age, that the kyng shall kepe the landes without wafte and distruction, and reftore them wholly to the heires whan thei come to their full age. And againste god and righte, and the said estabilshmentes, the eschetours and other, to whom the landes of suche heires haue bene committed, haue done wafte and distruction, to the great mischiefe as well of the heires of erles, barons, and other great menne,

as

as of other whiche holde of the kynge in chiefe. And neuertheles the ſaid eſchetours haue not had conſcience to do ſuche diſtructions, and ſcarcely haue anſwered the kynge: wherfore it is aſſented and ſtabliſſhed, that from henſeforthe after the death of euery perſon whiche holdeth of the kynge in chiefe, that the eſchetours ſhall do to be ſealed into the kynges handes the landes, as parteineth, without doinge waſte in houſes, woodes, parkes pondes, and other extorcions, whiche maie fall to the damage of the heire. And haſtily after the Diem clauſit extremum, deliuered to him, to retourne the ſame by a good and true extent in the chauncery: after which returne if it be founde that the heire is within age, and the nerte frendes of the heire, to whom the inheritaunce can not diſcende, ſhall come and offer them to take the ſaide landes, yeldinge the value to the kynge till the age of the heire as far forthe as other wyll yelde without fraude, by accorde betwirte the chauncellour and the treaſorer, thei ſhall haue commiſſion to kepe the ſaide landes by good and ſufficient ſuretie till the age of the ſaid heires, and to anſwer the kynge of the value, And it is not the kynges intente, that by this ſtatute he be forcloſed to haue an action of waſte againſt ſuche gardeins and fermours, as he and his auncеſters haue had before this tyme. And that the heires, whan thei came to their age ſhall haue their action by writ of waſte againſte ſuche gardeins and fermours.

Waſte.

Gardeins.

¶Item where as before this tyme in caſe that a man hath demaunded by petition in the parliament certaine landes and tenementes, whiche be in the kynges handes, and to the ſame petitions, haue bene anſwered in the ſame parlyament, chauncery, or in the kynges benche, that the kynge will, that a writ be ſued to the treaſorer and chaumberlaines of the eſcheker to ſerch charters, minumentens, and other remembraunces, which maie him anaile, wherby he may be aduiſed to make anſwere, to which writtes comonly the treſorer and chaumberlaines haue anſwered, that thei haue ſerched, but not by ſerche, and wolde not anſwere, that thei haue fully ſerched, and nothing founde, nor that thei can no more finde, but that that thei haue ſent, wherby by the lawe afore this tyme vſed, a man hath not had cauſe to put them, whiche be for the kynge to anſwere, and in ſuche maner the demaundantes haue bene greatly delaied, to their great miſchiefe: wherfore it is aſſented, that after that the. iiii. writtes be retourned, whether that munument or remembraunce be founde for the kynge or not, that than the parlyamente, Chauncery, or in the kynges benche, or in the comon bench, thei whiche ſhall ſue for the kyng, ſhalbe but to anſwere, and to defende the landes and tenementes ſo demaunded againſte the king, to the beſte that thei can or maie, according to the lawe, ſo an other time that euery of the iiii. writtes be deliuered to the treaſorer and to the chaumberlaines. xl. daies before the daie of the retourne. And that by commaundement of the great ſeale nor priui ſeale no point of this ſtatute ſhalbe put in delaie, nor that the iuſtices, of what ſo euer place it be, ſhal let to do the comon lawe by commaundement which ſhall come to them, vnder the great ſeale or priui ſeale.

Cap. xiiii. Serche.

Seale.

¶Item where as diuers ſtatutes made before this tyme in diuers parlyamentes it was aſſented, that no charter of pardon of the deathe of man ſhoulde be made by the kynge, but in caſe where he maie do it kepinge the othe of his crowne, which ſtatutes haue bene holden, but charters haue ben graunted without number to diuers theues and manſleers, to the euell exaumple and feare of good people and laufull: wherby the theues and offenders be comforted to do their robberies and manſlaughters, and the ſame doe from daie to daie, and the more bee encouraged to do the ſame, becauſe of hope lightly to haue their charters of pardon: It is aſſented, ſtabliſſhed and accorded, that no charter of pardon of the death of a man, nor of other felonie, ſhal be from henſeforthe graunted to any man, but in caſe where the kynge maie the ſame do ſauinge the othe of his crowne, as it is conteined in the ſtatutes made before this tyme. And if any charter be from henſforth graũted againſt the ſaid ſtatutes, the ſame ſhalbe holde for none.

Cap. xv. Charter of pardon.

¶Item where as before this time it was ſtabliſſhed, that the enqueſtes and iuries, whiche be to be taken as well of the kynges benche as of the common benche, ſhould be taken before one or two iuſtices of the ſame place, as it is conteined in the ſaid eſtabliſſhment, and now is notoriouſly

Enqueſtes. riouſly ſeene and knowen, that diuers enqueſtes and iuries haue bene taken and yet be in diuers counties of Englande, where no iuſtice did come, to the great miſchiefe of the parties that do ſue, and alſo of the good people of the countrey which be impanelled: wherfore it is aſſented and ſtabliſſhed, that who ſo demaundeth the Niſi prius in the kynges benche as well at

Niſi prius. the ſute of the defendaunte as the plaintiffe, as before this tyme hath bene done by the forme of the ſtatute, the Niſi prius ſhall be graunted before any iuſtice of the place where the ple dependeth, if any of the ſame place maie well go into thoſe parties. And if not, than the Niſi prius, ſhall be graunted before any iuſtice of the comon benche, at a certaine daie, whiche may be accorded and to deliuer or ſende the tenour of the recorde to him vnder the ſeale of the chiefe iuſtice of the place, at whiche daie he ſhall take the enqueſt, and retourne the verdite vnder his ſeale, with the writ, the tenour, and the panell, whiche ſhall be receiued in the kynges benche, and there enrolled, and therupon iudgemente geuen according to the verdicte of the ſame enqueſte. And the ſaide iuſtice of the common benche ſhall haue power to recorde defaultes and nonſuites, as farre forthe as if the Niſi prius had bene graunted before any iuſtice of the kynges benche. After which defaultes ſo recorded and returned in the kynges benche, the iuſtices ſhall go to geue iudgement vpon the ſame recorde. And in the ſame maner be it done of al the pleas, which be or ſhal be in the comon benche, wherof the enqueſtes and iuries bee or ſhal

Pleas. be taken in the countrey by Niſi prius. And if none of the iuſtices of the ſame place go, the Niſi prius ſhall be graunted before any iuſtice of the kynges bench, and do as afore is ſaid of the iuſtices of the comon benche. And the tenour of the recorde ſent to the ſame iuſtice, he ſhall haue lyke power as afore is ſaid of iuſtices of the comon bench, which be aſſigned to take enqueſtes and iuries of the kynges benche. And if it happen that none of the iuſtices of the one benche nor the other maie come in the countrey, where enqueſtes or iuries be to be taken, than the Niſi prius ſhall bee graunted before the chiefe baron of the eſchequer, if he be a man of the lawe, and he ſhall haue ſuche power as the iuſtices of the one benche and the other haue by this ſtatute. And in caſe that none of the iuſtices of the one benche nor the other, nor the chiefe baron of the eſchequer, beinge a man of the lawe doe not come in the countrey where the enqueſtes and iuries be or ſhall bee taken by the Niſi prius: than the Niſi prius ſhall be graunted before the iuſtices aſſigned to take aſſiſes in thoſe parties. So alwaies that one of the ſaide iuſtices aſſigned be iuſtice of the one benche or the other, or the kynges ſertaunte ſworne. And the ſame iuſtices ſhall haue ſuche power as afore is ſaide, of the iuſtices of the one benche and of the other. And if the partie demaunde the tenour of the recorde to haue with him, to deliuer to the iuſtices, before whom the Niſi prius is graunted, for to eſchewe that no fraude nor damage be done to the other partie, nor to the people of the enqueſtes: an other tenour of the ſame recorde ſhal be delyuered to the other partie, if he the ſame require. And wher as it is an other tyme ſtabliſſhed, that the iuſtices, before whom the Niſi prius hath bene graunted in pleas of aſſiſes, of darraine preſentement, and Quare impedit, ſhoulde haue power to geue the iudgementes in the countrey vpon the verdite of aſſiſe and of enqueſte, and vpon nonſuites

Iudgement. and defautes: It is aſſented, that the iuſtices of the one benche and of the other, the chiefe baron of the eſchequer, and the iuſtices aſſigned, before whom the Niſi prius is graunted by this ſtatute, ſhall haue the power to geue iudgementes in the countrey, and to retourne the ſame according as is conteined in the ſtatute of Porke therupon made.

Cap. xvii. Iuris vtrum. ¶Item it is aſſented and ſtabliſſhed, that perſons, vicars, wardeins of chapelles and prouoſtes, wardeins and prieſtes of perpetuall chaunteries, ſhall haue their writtes of iuris vtrum of landes and tenementes, rentes, and poſſeſſions annexed and geuen perpetually in almes to vicarages, chapels, or chaunteries, and recouer by other writtes in their caſe as farforth as perſons of churches or prebendes.

Cap. xviii. Voucher. ¶Item becauſe the demaundauntes in plea of lande haue bene often delaied of that that the tenauntes haue vouched to warrantie a dead man, againſt which voucher the demaundantes

before

before this tyme might not be receiued to auerre, that the vouchee is dead, to their great delaie and mischiefe: It is accorded and established, that from henceforth, if the tenante vouch to warrantie a dead man, and the demaundantes will auerre, that the vouchee is dead, or that there is none suche, their auerment shalbe receiued without more delaie.

¶ Item it is assented, that the puruiaunces, whiche shall be made for the kynges house and the queenes, where thei do abyde and passe through the countrey, shall be made by warrante and power geuen to them, whiche shall make the puruiaunces: In which shalbe expressly conteined, that thei shall take nor bie nothing, onlesse it be by prymes made betwixte the bier and the seller, and by the agrement of the sellers. And if any will any thinge take by colour of his commission against this ordinaunce, none shall be bounde to obey him no more than if he had no commission. And of that that shall be so boughte and purueied, paiment shall be made to the sellar before that the kynge passe out of the vierge. And of great puruiaunces to be made as of flesh, fisshe, and other vitailes for the kynges warres, and for to vitaile the castelles and townes in Scotlande and Englande, and other places, certaine marchauntes or other good people shall be deputed by the treasourer, to make the saide puruiaunces, without commissions, and without the kynges or other power. So that the people nor none of them be put to sell any thinge againste their will. And that no commission be made to the kepers of the kinges horses, but be it onely commaunded to the sheriffe, that he make puruiaunce by him and by his, of the issues of his bailywike. And the numbre of the horses, for whiche he shal make suche puruiaunce shall be conteined in the saide commaundement. And that no puruiance be made ouer this number. Sauinge that the chiefe keper haue an haukeney, and that he take good heede, that the countrey be not charged of more than shall kepe the horses, but for euery horse a knaue, without bringinge women, pages, or dogges with them. And if more be found abydinge in charge of the countrey, thei shall be broughte to the prison, there to remaine til the kynge hath sent his wyll. And in the same maner be it commaunded to the shirifes, that thei make their puruiaunces for the kynges dogges of the issues of their bailliwekes where thei dwell. And that suche puruiaunces be made by none other but by the shirifes. And be it conteined in his commaundemente the numbre of the dogges, for whiche he shall make puruiance, ouer whiche number no puruiaunce shall be made, so that thei lyue of their certaine, without charging the countrey. And if any kynde him greued against this ordinaunce, he shal haue his recouery against the shirife of such grenaunces done to him.

Cap. xix. Puruiances.

Marchauntes puruiours. Horses. Dogges.

¶ Item the grauntes, releasses, and pardons of the saide chatels of felons and fugityues, and many other thynges vnder written, whiche the kynge hath graunted to the prelates, erles, barons, and all the commons of his realme for the ease of them perpetually to endure, the saide prelates, erles, barons, and all commons of the realme, willingly of one assente and good will, hauinge regarde to the wyll that the kynge their liege lorde hath towardes them, and to the great trauailes that he hath made and sustained as well in his warres of Scotlange, as against the parties of Fraunce and other places, and to the good wyll which he hath no trauaile to kepe his realme, and mainteine his warres, and to purchace his rightes: Thei haue graunted to him the .ix. lambe, the .ix. fleese, and the .ix. shefe, to be taken by two yeres than nexte to come. And of cities and borroughes the veray .ix. parte of all their goodes and cattals, to be taken and leuied by lawfull and reasonable taxe by the same two yeres, in aide of the good keping of his realme, as well by lande as by sea, and of his warres, as wel against the parties of Scotlande, the parties of Fraunce, Gascoine, and els where. And in right of marchantes forreins, which dwell not in cities nor borroughes, and also of other people that dwell in forestes, and wastes, and all other that liue not of their game nor store, by the good aduise of them whiche shalbe deputed taxers, shalbe set lawfully at the value to the fiftene without being vnreasonably charged. And it is not the entente of the kynge, nor of other great men, nor the comons, that

Cap. xx. Subsidie. Taxers.

that by this graunte made to the kynge of. xb. the poore bozaſſi people, noz other that leue of their bodely traule, ſhall be compꝛiſed within the taxe of the ſaide fiftene, but ſhall be diſcharged by the aduiſe of them whiche be deputed taxers, and of the great men whiche be deputed ſurueiours.

Cap. xxi. Cuſtome.

¶Item though the comons of the realme did pꝛaie the kynge, that he wold by aſſent of the parlyament graunte and ſtabliſſhe, that neuer ſhulde be taken moze cuſtome of a ſacke of woolle than halfe a marke, noz of lead noz tinne, lether noz wolfelles but the olde cuſtome: Neuertheles the kynge pꝛaieth the pꝛelates, erles, barons, and all the cominaltie, foꝛ the great buſines which he hath now in hande as thei wel know, that thei wold graũt to him ſome aide vpon the wolles, lether, wolfelles, and other marchaundiſes, to endure foꝛ a ſmal ſeaſon, whervpon deliberacion had, the ſaide pꝛelates, erles, barons, and comons of his realme hath graunted to him. xl. s. to be taken foꝛ euery ſacke of woolle, and. xl. s. of euery. iii. C. wolfelles, and xl. s. of euery laſte of lether and other marchaundiſes that paſſe beyonde the ſea after the rate. And to begin at the feaſte of Eſter, in the. xliii. yere of his reigne, and to endure tyll the feaſte of Penthecoſte, than nexte folowinge. And fro that feaſte till the feaſte of Penthecoſte than nexte folowinge into a yere. And foꝛ this graunt the kynge by the aſſent of the pꝛelates, erles, barons, and all other aſſembled in his parlyament, hath graunted, that from the feaſt of Penthecoſt, whiche cometh into one yere, he noꝛ his heires ſhall not demaunde aſſeſſe noꝛ take noꝛ ſuffer to be taken moze cuſtome of a ſacke of wooll of any Engliſh man, but halfe a marke only. And vpon the wolfelles and lether the olde cuſtome. And the ſacke oweth to conteine. xxvi ſtones, and euery ſtone. xliii. li. And that euery man that ſhippeth woolles ouer the ſea, Engliſh man oꝛ other, reſeante inhabityng oꝛ repairinge in Englande, ſhall finde good and ſufficient ſuretie to the cuſtomers beſoꝛe his paſſinge, to bꝛinge againe euery ſacke of woolle, plate of ſiluer, to the valure of two markes at his firſte retourne oꝛ repairinge. And to bꝛinge the ſame plate to the kynges exchaunge, and there to receiue his money. And that none coket wolles, but in the name of him that ſhall be owner of the ſame. And if any be found otherwiſe coketted, thei ſhall be taken in the kynges handes as foꝛfeite. And this ſtabliſſhment lawfully to be holden and kepte, the kynge hath pꝛomiſed in the pꝛeſence of the erles, barons, and other in his parlyament, no moze to charge, ſet, oꝛ aſſeſſe, vpon the cuſtome, but in the maner as afoꝛe is ſaide. In the ſame maner the pꝛelates, erles, and barons, haue pꝛomiſed lawfully, as much as in them is, that thei ſhall pꝛocure the kynge, as much as thei maie, to holde the ſame. And that thei in no wiſe aſſente to the contrary, if it be not by aſſent of the pꝛelates, erles, barons, and comons of the realme, and that in full parlyament. And foꝛ the moze greatter ſuretie, and to geue cauſe to all to eſchew, to councell to the contrary of this oꝛdinaunce, The pꝛelates haue pꝛomiſed to geue ſentence vpon all them that come againſte the ſame in any pointe.

Plate of ſiluer.

Wolles coketted.

¶Here begynneth the ſtatute made at weſtminſter in the. xliii. yere of kynge Edwarde the thirde.

Cap. i.

EDwarde by the grace of god. ꝛc. to all them. ꝛc. gretinge. Knowe ye, that where as the pꝛelates, erles, barons, and comons of our realme of Englande, in our pꝛeſent parlyment holden at weſtminſter, the wedneſdaie nexte after the ſondaie of middell Lente, the. xliii. yere of our reigne of Englande, and the firſte of Fraunce, haue graunted to vs of their good gree and good wyl, in aide of the ſpede of our great buſines, whiche we haue to doe, as well on this ſyde the ſea as beyond the. ix. ſheſe, the. ix. ſteſe, and the. ix. lambe, to be taken by two yeres nexte cominge, after the makynge of the ſame, and the citezens and burgeſſes of bozoughes the veray. ix. parte of all their goodes, and the foꝛeine marchauntes and other, whiche leue not of gaine noꝛ of ſtoꝛe of cheepe the. xb. of their goodes lawfully to the valour: We willing to pꝛouide to thindempnitee of

Aide.

of the ſaide prelates, erles, barons, and other of the cominaltee, and alſo of the citezins, burgeſſes, and marchauntes aforeſaide, wyll and graunte for vs and our heires, to the ſame prelates, erles, barons, and comons, citezens, burgeſſes and marchauntes, that the ſame graunt, whiche is ſo chargeable ſhall not an other tyme be had forth in exaumple, nor fall to their preiudice in tyme to come, nor that thei be from henſeforth charged nor greued to make any aide, or to ſuſtain charge, if it be not by the comon aſſent of the prelates, erles, barons, and other great men, and comons of our ſaide realme of Englande, and that in the parlyament: And that all the profites riſing of the ſaide aide, and of wardes and mariages, cuſtomes and eſchetes, and other profites ryſinge of the ſaide realme of Englande, ſhall be ſette and diſpended vpon the mainteinaunce of the ſafegarde of our ſaide realme of Englande, and of our warres of Scotlande, Fraunce, and Gaſcoine, and in no place els where during the ſaid warres.

Item where it is conteined in the great charter, that al marchauntes ſhall haue ſafe and ſure conducte, to go out of our realme of England, & to come and abide & go thorough the relme of England, as wel by water as by lande, & to bie and ſel, paiyng their rightes & cuſtomes, but in the time of war: We at the requeſt of the prelates, erles, barons, and comons wil and graunt for vs and for our heires and ſucceſſours, that all marchauntes denizens, and foreins, excepte thoſe whiche be of our enemitee, maie without let, ſafely come in the ſaide realme of England with their goodes and marchandiſes, and ſafely tary and ſafely retourne, paiing the cuſtomes, ſubſidies, and other profites reaſonably therof due. So alwaies that fraunchiſes and free cuſtomes reaſonably graunted by vs and our auncetours to the citee of London and other cities, boroughes, and good townes of our realme of Englande be to them ſaued.

Cap. ii. Marchauntes ſtraungers.

Fraunchiſe.

Here begynneth the ſtatute made for the clergy at weſtminſter the. xiii. yere of kynge Edwarde the thirde.

Edwarde by the grace of god. &c. gretinge. &c. Knowe ye, that where as in the firſte article of the great charter it is conteined, that the churche of Englande be free, and haue all her rightes entierly and fraunchiſes not blemiſſhed, and alſo in all the whole ſtabliſhmentes made as well in tymes of our progenitours, as in our owne tyme, the ſame article is often ratified and confirmed. Neuertheles in our parlyament holden at weſtminſter, the wedneſdaie nexte after the ſondaie of middell Lente, it is ſhewed vnto vs by the reuerende father in god John archbiſſhop of Caunterbury primate of Englande, and the other prelates of the clergy of our realme, how ſome oppreſſions and greuances be done in diuers maners by ſome of our ſeruauntes to people of holy churche, againſte the fraunchiſe of the great charter, and the ſtabliſhmentes aforeſaide, whiche oppreſſions thei ſhewe in petition, praiinge vpon the ſame remedy. Wherfore we, their petition ſene and regarded, and therupon deliberacion had with the piers of our realme, and other of our counſaile and of the realme ſummoned to our ſaide parlyament, and hauinge regarde to the great charter, and to other ſtatutes aforeſaide, and at the requeſte of the ſaide prelates and clergy, whiche haue muche aided vs, and daily do, by the aſſent and accorde of the ſaid peeres and of all other ſummoned and being in our ſaide parlyament, haue graunted and do graunt for vs and our heires and ſucceſſours to the ſaide prelates and clergy, the thinges vnder writen perpetually to endure.

Clergy.

First that none by vs, nor by other commiſſion of the great ſeale nor of the ſmall nor without commiſſion, ſhall take nothinge of corne, heie, beſtes, cariage, nor other goodes of archebiſſhops, biſſhops, abbottes, priours, abbeſſes, prioreſſes, perſons, vicars, or of other people of holy churche nor without, againſt the agrement and wyll of the owners of the ſame goodes. And we do defende, that from henſeforthe no ſuche commiſſions vnder the great ſeale nor the ſmall, ſhall in any wyſe go forthe in any priſes to be made. For we do take the

Cap. i. Seale.

ſaide

Prelates. Clergy.

saide prelates and clergy, with their possessions, goodes, and cattals into our especiall protection and defence. Also we graunte for vs and our heires, that we shall not from henseforthe charge any of the prelates or clergy, nor their houses to receiue gestes, nor tolourners of Scotlande nor of other countrey, nor our horses nor dogges, faucons nor other hawkes of ours nor others against their gree and wyll. Sauinge alwaies to vs the seruices, whiche be due to vs of right of them whiche owe to vs the same seruices, to sustaine and receiue dogges, horses, or hawkes.

Dogges, horses hawkes.

Cap. ii.

Plenartie.

Item because of the temporalties being in our handes, or in the handes of our auncestors by reason of archbishoprices, bishoprices, or other prelacies void, & also because of other landes, tenementes, fees, & aduousons beinge in our handes, & in the handes of our ancestors, by nonage of heires, it hath bene vsed before this tyme, the exception of prenartie shoulde holde no place againste vs, nor againste any of our auncestors, no more, in case where suche presentmentes shoulde be deuolute to vs in an others right, than if thei had bene in our owne righte or in the right of our crowne, wherby many persons and prebendaries were out of their churches, prebendes and benefices, whiche thei had longe tyme holden, to their great mischiefe and impouerishment: we will and graunte for vs and for our heires, to voide suche mischiefes, that from henseforth we nor our heires, shal not make collation, or presentment to any church, prebende, chapell, or other benefice, by the occasion of suche voidaunces of prelacies, or of the landes of infauntes within age, or of others comen or to come in our handes, or in the handes of our heires, if we or our heires do not make our collacions or presentementes within .iii. yeres after that suche benefices do so of ded becom voide. And that of such churches & other benefices, of which clerkes be in possession & haue had possessiō by a yere before the making of this statute, we nor our heires shall haue none action nor reason to present to suche benefices so full. And we will not, that any man be holden to answere to any writ of Quare impedit, taken in our name in suche case, if the collation or presentment be not made within .iii. yeres after the voidaunce as afore is saide. And of suche voidaunces comen in the time of our auncestours, no collation nor presentment shalbe from henseforth made by vs nor by our heires, but of any action to take of such voidances we be wholly and quitly forclosed.

Presentmentes.

Quare impedit. Collacion.

Cap. iii.

Temporalties of Bisshops.

Item we will and graunte for vs and for our heires, that from henseforth we nor our heires shal not take, nor do to be taken in our handes the temporalties of archbishops, bisshoppes, abbottes, priours, or other of what estate or condicion thei be, without a true and iuste cause, according to the lawe of the lande and iudgement therupon geuen.

Cap. iiii.

Escheatours.

Item because that in the petition of the saide prelates and clergy, it is conteined, that escheatours and other kepers, in tyme of vacacion of archbishoprices, bishoprices, and other prelacies haue done great waste and distruction in the same tymes passe: we wyll and graunte for vs and for our heires, that at all tymes from henseforth, whan suche voidaunces shall happen, that our escheatours, and the escheatours of our heires, whiche for the tyme shalbe, shal entre and to do be wel kepte the said voidaunces, without doing waste or destruction in the manours, parkes, pondes, or woodes. And that thei sell no vnderwood, nor hunt in the parkes or waters, nor fish in pondes nor free fisshinges, nor shall take no fyne of the tenauntes free nor bounde: but shall kepe and saue as muche as parteineth to the said voidaunces without doinge harme or any maner of oppression. And if the deane and chapiter of churches cathedrall, priours, suppriours, priorelles, supprioresses, and conuentes of prelacies, abbeies, or priories, whose voidaunce perteineth to vs and our heires, will render to vs and our heire the value of the saide voidaunces, as other will reasonably yelde, than the chauncellour and the treasurer shall haue power to let the saide deane and chapiter, priour or suppriour, priorelle, or suppriorelle and conuent, the saide voidaunces by good and sufficient suretie, so that thei shall haue the same before all other, yeldinge to vs the value, accordinge as shall bee founde by remembraunces of the eschequer, or by enquelle to be taken vpon the same if nede be, without making

Waste.

Voidances.

fyne.

fyne. And in caſe thei will not accorde to yelde the valure, nor fynde ſuche ſuretee, than the chauncellour and treaſourer ſhall do to be ordeined the good kepinge of ſuch voidaunces by eſchetours or other ſufficient kepers, to anſwere the kynge of that to him perteineth reaſonably without doinge waſte or diſtruction, or other thinge, whiche maie tourne in diſheriſon of the churches, wherof ſuche voidances ſhall happen.

¶ Item wholly to ſhewe the affection and good wyll, whiche we haue to that that parteineth to god and to holy churche: We will, and by theſe preſente letters do graunte full power to our ſaide chauncellour and treaſorer, whiche takyng to them other of our councel, ſuch as to them ſhall ſeme beſte to be taken, by good informacion of remembraunces of the eſchequer and other informacions as to them beſte ſhall ſeme, ſhall let the vacacions of archbiſſhoprices, biſſhoprices, abbeies, priories, and other houſes, whoſe voidances parteineth to vs, to the deane and chapiter, priour or ſuppriour, prioreſſe or ſupprioreſſe and couent, to yelde a certaine of euery voidaunce by the yere, quarter, or moneth, duringe the vacacions, accordinge as to them beſte ſhall ſeme, without makynge any fyne. And that no eſchetour nor other miniſter in the tyme of vacacions, ſhall haue cauſe nor matter to entre, or therof to meddle to do any thynge, which ſhal be in preiudice of the churches, wherof ſuche voidaunces ſhall happen. Sauinge to vs and to our heires the knightes fees, aduoulons of churches, eſchetes, wardes, mariages, reliefes and ſeruices of the ſaide fees. In witnes wherof we haue made theſe our letters patentes. Dated at weſtminſter the. xvi. daie of Aprill, the. xiiii. yere of our reigne of Englande and the firſte of Fraunce.

Cap. v.

Vacacions.

Eſchetours.

¶ Here beginneth the ſtatute made in the ſaide. xiiii. yere that the realme of Englande ſhulde not be ſubiecte to Fraunce.

EDwarde by the grace of god, kynge of Englande and Fraunce, and lorde of Irelande, to all thoſe whiche theſe letters ſhall here or ſe, gretynge. Knowe ye, that where as ſome people do thinke, that by the reaſon that the realme of Fraunce is devolute to vs as right heire of the ſame, and for as muche as we be kynge of Fraunce, our realme of Englande ſhoulde be put in ſubiection of the king and of the realme of Fraunce in time to come, we hauing regarde to the eſtate of our realme of England, & namely that it neuer was, nor ought to be in ſuſpection nor in the obeiſaunce of the kynges of Fraunce, which for the tyme haue bene, nor of the realme of Fraunce. And willinge to prouide for the ſuretie and defence of the realme of Englande, and of our liege people of the ſame: wyll and graunte and ſtabliſſhe for vs and for our heires and ſucceſſours, by aſſente of the prelates, erles, barons, and comons of our realme of Englande, in this our preſent parlyament ſummoned at weſtminſter, the wedneſdaie nexte after the ſondaie in middell Lente, the. xiiii. yere of our ſaide reigne of our realme of Englande, and the firſte of Fraunce, that by the cauſe or colour of that that we bee kynge of Fraunce, and that the ſaide realme to vs perteineth, as afore is ſaide, or that we do vs to be named kynge of Fraunce in our ſtile, or that we haue changed our ſeale or our armes, nor for commaundementes, which we haue made, or from henſeforth ſhall make as kynge of Fraunce, our ſaide realme of Englande, nor the people of the ſame, of what eſtate or condition thei be, ſhall not in any tyme to come be put in ſubiection nor in obeiſance of vs nor of our heires, nor ſucceſſours as kynges of Fraunce, as afore is ſaide, nor be ſubiecte nor obedient but ſhal be free and quite of all maner ſubiection and obeiſance aforeſaid, as thei were wonte to be in the tyme of our progenitours kynges of Englande for euer. In witnes of whiche thinges. &c. Dated at weſtminſter. &c. the. xiiii. yere of our reigne of Englande, and the firſte of Fraunce.

Engelande.

Here

Here beginneth the statute made at westminster the .xv. yere of kynge Edwarde the thirde.

OUr soueraine lorde kynge Edwarde the thirde after the conquest, at his parlyament holden at westminster at the .xv. of Ester, desiringe that the peace of his lande and the lawes and statutes before this tyme ordeined, be mainteined and kepte in all pointes, to the honour of god and of holy churche, and to the comon profite of his people, by assente of the prelates, erles, barons, and other great men, and of all the cominaltie of the realme of Englande, summoned to the saide parlyament hath ordeined and stablisshed in the same parlyament the articles vnder writen, which he wyl and graunte for him and for his heires, that thei be firmely kepte and holden for euer.

Cap. i. Fraunchise. Charter.

FIrste it is accorded and assented, that the fraunchise of holy churche and the great charter, and the charter of the forest, and the other statutes made by our said soueraine lorde the kynge and his progenitours, peeres, and the comons of the lande, for the comon profite of the people, be firmely kepte and mainteined in all pointes. And if any thinge be from henseforth made against the great charter, and the charter of the forest, it shalbe declared in the next parlyament, and by the peeres of the realme, it shalbe duly redressed. And if any, of what estate or condition he be, do any thyng, to the contrary, shal stand to the iudgement of the peeres in the nexte parlyament, and so from parlyament to parlyament, as well of fraunchises vsed, as of them whiche shall be graunted by our soueraingne lorde the kynge or his progenitours to holy churche, to the peeres of the lande, to the citee of London, and to other cities and borroughes, and to them of the .v. portes, & to the comons of the lande, and all their fraunchises and free customes shall be mainteined in all pointes, without any thinge doinge to the contrary. And that the writtes demaunded to haue allowance of charters of fraunchises and customes, charters of pardons, of dettes, and of all other thinges graunted by the kynge and his progenitours before this tyme, be freely graunted without disturbance before al maner iustices or other ministers where it nedeth to haue allowance, and thei shall be made quite at the eschequer or els where.

Cap. ii. Peeres.

Item where as before this tyme the peeres of the lande haue bene arested and imprisoned, and their temporalties landes and tenementes, goodes and cattals seised in the kinges handes, and some put to death without iudgement of their peeres: It is accorded and assented, that no peere of the lande officer nor other because of his office nor of thinges touchinge his office, nor by other cause shall be brought in iudgement to lose his temporalties, landes, tenementes, goodes and cattals, nor to be arested nor imprisoned, outlawed, exiled, nor for iudged, nor put to answere, nor to be iudged, but by awarde of the saide peeres in the parlyament. Sauinge alwaies to our soueraine lorde the kynge and his heires in other cases the lawes rightfully vsed and by due proces, and saued also the sute of the partie. And if par case any peere wyll of his agrement els where answere or be iudged, but in the parlyament, that the same shall not tourne in prejudice of the other peeres, nor for him selfe in any other case. Excepte if any of the peeres be shirrife or fermer of fee, or hath bene officer, or hath receiued money, or other cattals of the kyng, because of whiche office or receite he is bounde to accompte, that the same shall accompte by him selfe or by his attourney in places accustomed, so that the pardons before this tyme made in the parlyament shall stande in their force.

Cap. iii. Clerkes.

Item because that the pointes of the great charter be blemisshed in diuers maners, and les well holden than thei ought be, to the great perill and sclaunder of the kynge, and damage of his people, especially in as muche as clerkes, peeres of the lande, and other free men be arested and imprisoned, and out of their goodes and cattals, whiche were not appealed nor endited, nor sute of the partie againste them affirmed: It is accorded and assented, that from henseforthe suche thinges shall not be done. And if any minister of the kynge, or other person, of what

of what condicion he be, do or come againſte any pointe of the great charter, or other ſtatutes, or the lawes of the lande, he ſhall anſwere to the parlyamente as well at the kynges ſute as at the ſute of the partie, where no remedy nor punyſhment was ordeined before this tyme, as far forthe where it was done by commiſſion or commaundement of the kynge as of his owne auctorite, not withſtandinge the ordinaunce made before this tyme at Northampton, by aſſente of the kynge, the prelates, erles, barons and the cominaltee of the lande, in this preſente parlyament is repealed and vtterly annulled. And that the chaunceller, treſorer, barons, & chaunceler of the eſchekuer, the iuſtices of the one benche and of the other, iuſtices aſſigned in the countrey, ſtewarde and chaumberlaine of the kynges houſe, keper of the priuy ſeale, treaſorer of the wardrobe, controlers, and thei that be chiefe deputed to abide nigh the kynges ſon duke of Cornewaile ſhall be nowe ſworne in this parlyament, and ſo from ſenſe forthe at all tymes that thei ſhall be put in office, to kepe and mainteine the priuileges and fraunchiſes of holy churche, and the pointes of the great charter and the charter of the foreſte, and all other ſtatutes, without breakinge any pointe. Charter. Fraunchiſes.

¶Item it is aſſented, that if any of the officers aforeſaide, or controllers, or chiefe clerke in the comon benche, or in the kynges benche, by death or by other cauſe be out of his office, that our ſoueraigne lorde the kynge, by the accorde of the great men, whiche ſhall be founde moſt nigheſt in the countrey, whiche he ſhall take towardes him, and by good counſaile whiche he ſhall haue about him, ſhall put an other conuenient in the ſaide office. Whiche ſhall be ſworne after the forme aforeſaide. And that in euery parlyament, at the thirde daie of the ſame parlyament, the kynge ſhall take in his handes the offices of all the miniſters aforeſaide. And ſo ſhal thei abide. iiii. or. v. daies, excepte the offices of iuſtices of the one place or the other, iuſtices aſſigned, barons of the eſchequer. So alwaies that thei and all other miniſters be put to anſwere to euery complainte. And if defaute be founde in any of the ſaide miniſters, by complainte or other maner, and of that be attainted in the parlyamente, he ſhall bee punyſhed by iudgement of the peeres out of his office, and an other conuenient put in his place. And vpon the ſame our ſaide ſoueraine lorde the kynge ſhall do to be pronounced to make execucion without delaie accordinge to the iudgement of the ſaide peeres in the parlyament. Cap. iiii. Officers.

¶Item it is accorded and aſſented, that the kynge and his heires ſhall haue the conſtaunce of the clerers dead. And that the ordinaries of holy chuche haue the conſtaunce of clerers on life, as to them apperteineth to make compulſion, by the cenſures of holy churche for the ſinne, to make reſtitucion of the clerers taken againſt the lawes of holy churche. Cap. v. Ordinaries. Clerers.

¶Item it is accorded, that the miniſters of holy churche for money taken for redemption of corporall penaunce, nor for profe and accompte of teſtamentes, or for trauaile taken aboute the ſame, nor for ſolempnitee of mariage, nor for other thinges touchinge the iuriſdiction of holy churche, ſhall not be impeched nor areſted, nor driuen to anſwere before the kynges iuſtices nor other miniſters: and therupon the miniſters of holy churche ſhal haue writtes in the chaūcery to the iuſtices and other miniſters at all tymes whan thei the ſame wil demaunde. Cap. vi. Miniſters of holy churche.

¶Here beginneth the renocacion of the ſaide ſtatute made the ſaide. xv. yere.

EDwarde by the grace of god. &c. to the ſhirife of Lyncolne gretinge. Where as at our parlyament ſummoned at weſtminſter in the. xv. of Eſter laſt paſt, certaine articles expreſly contrary to the lawes and cuſtomes of our realme of Englande, and to our prerogatiues and rightes roiall were pretended to bee graunted by vs by the maner of a ſtatute, we conſidering how that by the bond of our othe, we be bounde to the obſeruaunce and defence of ſuch lawes, cuſtomes rightes and prerogatiues, and prouidently willige to renoke ſuche thynges, whiche bee ſo improuidentely done, Renocacion.

done,to a due ſtate,counſaile and treatiſe therupon had with the erles, barons, and other wiſe men of our ſaide realme. And for becauſe we neuer conſented to the makinge of th ſaide ſtatute, but as than it behoueth vs, we diſſimuled in the premiſſes by proteſtacions of reuocacion of the ſaide ſtatute, if in dede it ſhulde procede, to eſchewe the daungers whiche by the denyinge of the ſame we feared to come, for as muche as the ſaide parlyament otherwiſe had bene without any expedicion in diſcorde diſſolued,and ſo our erneſt buſines had lykely bene, which god prohibite, in ruine. And the ſaide pretenſed ſtatute we promiſed than to be ſealed. It ſemed to the ſaide erles, barons, and other wiſe men, that ſithens the ſaide ſtatute did not of our free will procede, the ſame ſhoulde be voide, and ought not to haue the name nor ſtrengthe of a ſtatute. And therfore by their counſaile and aſſente we haue decreed the ſaid ſtatute to be voide and the ſame in as muche as it proceded of dede, we haue brought to be adnulled, willinge neuertheles that the articles conteined in the ſaide pretenſed ſtatute, whiche by other of our ſtatutes, or of our progenitours kynges of Englande, haue bene approued, ſhall accordinge to the forme of the ſaide ſtatute in euery pointe as conuenient is, be obſerued. And the ſame we doe onely to the conſeruacion and reintegracion of the rightes of our crowne, as we be bounde, and not that we ſhulde in any wiſe aggrauate or oppreſſe our ſubiectes, whom we deſire to rule by lenitee and gentilnes. And therfore we do commaunde the, that all theſe thynges thou do to be openly proclaimed in ſuche places within thy bailywike, where thou ſhalte ſee expedient. Witnes my ſelfe at weſtminſter the firſte daie of October, the. xv. yere of our reigne.

Here begynneth an other ſtatute made the ſaide. xv. yere.

IT is to be remembred, of the condicions whiche the great men and the comons demaunded, for the graunte that thei made to our ſouereigne lorde the kynge, for the ninthe lambe fleese and cheſe of the ſeconde yere.

Cap.i. Subſidie. Sackes of wolle

FIrſte that that is gathered and leuied of the. xx. M. ſackes of woolle, an other tyme graunted to our ſouereigne lorde the kynge, in maner to haue recompence of the ſame of the. ix. of the ſeconde yere, ſhal be reconped and allowed to the counties, where the woolles be leuied, and the perſons paied, and the commiſſions of the. xx. M. ſackes repealed.

Cap. ii. Lambes and fleeſes.

Item that the fleeſes and lambes leuied of this ſecond yere, be accompted before them, whiche ſhall be deputed to gather the ſaide woolles, whiche ſhall be good men and laufull of the countrey, and that the valure of the ſaide lambes and fleeſes leuied, be recouped and allowed in the number of the ſackes now graunted, and the that remnant of the. iii. thinges to be gathered of this ſeconde yere, nothinge ſhall be leuied, but wholly releaſed. And vppon the ſame, letters patentes vnder the great ſeale ſhall be deliuered to the knightes of the ſhyres, without any thinge to be paied.

Cap. iiii. woolles.

Item that the woolles in euery countie, be gathered by good men of the countrei, and deliuered to the kynges receiuours of the ſackes in the counties where thei ſhall be gathered, accordinge to the weighte ordeined by the ſtatute, that is to ſaie. xiiii. pounde for the ſtone, and xxvi. ſtones for the ſacke, without other encreaſe. And that none be charged to yelde therupon accompte to the kynge, but onely the kynges receiuours: And that in euery countrei there be aſſigned two great and good men, to here and determine the complaintes of them, whiche will therof complaine vpon the ſaide collectours and receiuours. &c. at the places and daies of the counties.

Cap. v. Ninthe.

Item that the prelates, erles, barons, knightes, & other great men of the countrei, which ſhal be bound to paie the ninth according to the grant therupon made, ſhal be apporcioned after their rate to the charge graunted of the ſaid woolles. And in caſe where any of the prelates or great men aforeſaide, or other will not paie accordinge as ſhall be apporcioned, the names of ſuche and their porcions ſhall be deliuered to the ſaide receiuours, and by them to the chauncery, and

ſo

so muche shal be allowed to the countie. And he that shal be founde disobedient, shal be distreined to paie the treble of the porcion, wherto he was set.

¶Item that no marchaunt, nor other bie nor carie woolles out of the lande betwixte this and the feaste of sainte Michaell nexte cominge, to the intente that the kynge be serued of that that to him is graunted. And that after the saide feaste of sainte Michaell, euery marchaunt of the reime, & other may freely sel and bie, and passe the sea with their marchandises of wolles & all other thinges, paiyng the customes of olde time vsed, according to the statutes before this time made, at the laste parlyament holden at westminster in middell Lente. And that thei whiche haue woolles, shall be bounde to sell according to the sorte and price of the countrey, to accomplish the woolles graunted to the kynge, and thei whiche shall be collectours, shall be sufficient people of the same counties, chosen nowe in full parlyament. And thei shall bee chaunged by no maner commaundement. Cap. v. Woolles.

¶Item that the queenes golde shal not renne in demaund, by reason of this graunt. And that cities & boroughes and all religious persons, whiche holden by baronie shal be bound to come to the parlyament. And thei that haue catals without gaininge, shall be charged with the comons. And that the religiouses and other people of holy church, for the landes and possessions purchased and appropried, not taxed with the taxe vsed of dismes, shall be charged in this contribucion with the comons. And that he which shall be founde giltie of passage, shall be at the forfaiture of the double valure of the woolles. And that the takers maie take the woolles, in what parte thei shall be founde out of saintuary, after the sorte and the price of Nottingeham. And as to that whiche is behinde of the. ix. of the yere passe, the kynge shall doe to be assigned some of his owne, with good people of the counties, to take informacions by all the waies that thei can or maie, of the true valure of the. ix. in euery parish. And according to these informacions the. ix. shalbe leuied. Cap. vi. Queenes golde. Barony. woolles. Takers. Ninthe.

¶Item that the peticions, shewed by the great men and the comons, be affirmed according as thei be graunted by the kynge, that is to saie, some by statute, and the other by charter or patente, and deliuered to the knightes of the shires, without any thing paiynge. And that it plese the kynge, to perfourme the grace whiche he hath promised to the great men, in right to be attached and imprisoned now in this parlyament. And thei that haue made fines, shall stande at their fines or at the comon lawe, at their owne choice. Cap. vii. Peticions.

¶Here begynneth the statute made the. xviii. yere of kynge Edwarde the thirde, for declaracion of exigendes.

IT is accorded and stablished, that from henceforthe of them whiche be or haue bene receiuours of the kynges money, or of his woolles, whiche thei take of the people, and the same carie awaie, or deteine, so that our soueraine lorde the kyng maie not be therof serued: And of them that bring wolles to the parties beyonde the sea, without being cokketted, or paiynge custome or subsidie, wherto thei be assessed, and of customers and finders, whiche suffer the same to the kynges damage, of late ministers whiche receiue the kynges money, and the same retaine: Also of conspiratours, confederatours of false quarels; Also of them that bringe routes in the presence of the iustices, or other the kynges ministers, or els where in the counties in affraie of the people, so that the lawe maie not be done, as well of them whiche bringe the same, as of them whiche come in their companie, or as of them whiche bringe false money in disceipte of the people, against all those, in case thei maie not be founde, nor brought in, to answere, by attachement or distresse, for the profite of our soueraine lorde the kyng, the exigende shall be geuen and sued, and not againste other. Exigendes.

¶ Here beginneth an other ſtatute made at weſtminſter the ſaid xviii yere.

IT is to be remembred, that at the parliament holden at weſtminſter, the monday next after the vtas of the holy Trinitee, the yere of the reigne of our ſouereaine lorde the kynge that nowe is of Englande, the. xviii. and of Fraunce the v. many thinges were ſhewed in full parliament, which were attempted by the parti aduerſari to our ſouereaine lorde the kyng, of Fraunce, againſt the trewe late taken in Bretaine, betwixte our ſaide ſouereaige lorde the kynge, and him: And how that he enforceth him ſelfe as much as he maie, to deſtroie our ſaide ſouereaine lorde the kyng, and his allies, ſubiectes, landes and places, and the tonge of Englande. And that was prated by our ſaide ſouereaigne lorde the kynge of the prelates, great men, and comons, that thei wolde geue him ſuche counſaile and aide as ſhould be expedient in ſo great neceſſitee. And the ſaide prelates, great men, and comons, takinge good deliberacion and aduiſe, and openly ſeing the ſubuerſion of the lande of Englande, and the kynges great buſines, whiche god defende, if haſtie remedie be not prouided, haue counſailed iointly and ſeuerally, and prated with great inſtance our ſouereaine lorde the kyng, that he wold make him as ſtronge as he might to paſſe the ſea, in aſſurance of the aide of god and his good quarell, effectually this tyme to make an ende of his warres, or by waie of peace or els by force. And that for letters, woordes, nor faire promiſes, he ſhall let his paſſage, till he ſee the effecte of his buſines. And for this cauſe the ſaide great men do graunt, to paſſe and to auenture them with him: And the ſaid comons doe graunte to him, for the ſame cauſe vppon a certaine fourme. ii. quinzimes of the comi-
Quinzimes. naltee, and. ii. diſmes of the cities and boroughes, to be leuied in maner as the laſte quinzime
Diſmes. graunted to him, was leuied, and not in other maner: And to be paied by. ii. yeres, at the feaſtes of all ſaintes, and of Eſter nexte folowinge, for the firſte yere. and in that, that our ſouerain lorde the king doth paſſe the ſea, to paie at the ſame termes to the quinzim and diſme of the ſecond yere, & not in other maner. So that the money leuied of the ſame, be diſpeded in the buſines ſhewed to the in this parlyment, by the aduiſe of the gret men therto aſſigned. And ỹ the
Aides. aides beyond Trent, be put in defence of the North. And our ſaid ſouereaine lorde the kyng, for this cauſe, and in eaſe of the ſaid comons, and of al his faithful ſubiects of Englande, by aſſent of the prelates, gret men, & comõs, hath graūted of his good grace, theſe thinges vnder written.

Cap. i. FIrſt that commiſſions of the new enquiries ſhal ceaſe, and be wholly annulled. And that
Enquiries. that writtes be therupon made to the iuſtices to ſurceaſe. Sauing the enditementes of fe-
Enditementes. lonies and treſpaſſes done againſt the peace, of woolles carted out of the realme, without paying cuſtome or ſubſidie, and of other the kynges goodes, or of money receiued or reteined by them which haue had commiſſion vnder the kinges ſeale, and alſo of falſe monei brought within the realme, be gone before the ſame iuſtices, named in the ſaid commiſſions, ſhall be determined in the kinges benche, or before other iuſtices therto aſſigned: and the exigendes iſſued, and outlagaries pronounced, for other cauſes afore ſaide, ſhall ceaſſe and be wholly annulled. And therupon ſhall there be made writtes as many, and ſuche as ſhall be requiſite.

Cap. ii. ¶ Item that. ii. or. iii. the beſte of reputacion in the countles, ſhall be aſſigned kepers of the
Iuſtices of peace peace by the kynges commiſſion. And at what time nede ſhalbe, the ſame with other wiſe and learned in the lawe, ſhalbe aſſigned by the kinges commiſſions, to here and determine felonies and treſpaſſes done againſt the peace in the ſame countles. And to do punithmente reaſonably according to lawe and reaſon, and the maner of the dede.

Cap. iii. ¶ Item that the ordinances made before this tyme, vpon the takinge of fortes of woolles in e-
Woolles. uery countie, be wholly annulled and defeated. And that euery man, as well ſtraunger as ye-
Sea. uap, from henſeforth maie bie woolles, according as thei maie agree with the ſeller, as thei were wonte to do before the ſaide ordinances. And that the ſea be open to all maner of marchantes, to paſſe with their marchandiſes, where ſhall pleaſe them.

Cap. iiii. ¶ Item that the commiſſions to aſſay meaſures and weightes, be repealed and wholly annul-
Weightes and led. And that from henſeforth no ſuch commiſſion ſhall goe out. And that it be demaunded to

the

the treſorer and the barons of the eſchequer to do come before them ſuche commiſſioners, to yelde accompte to the kynge, not withſtandinge that thei allege, that thei be iuſtices, and ought not to yelde accompte. And if any will vpon them complaine, he ſhall be herde. And therupon writtes ſhall be made to the ſhiriffes, to make proclamacion, that thei whiche will complaine vpon ſuch commiſſioners, ſhall come to the eſchequer, and there to complaine, and amendes ſhall be to them made.

¶Item that no exigende ſhall from henſeforthe go out, in caſe where a man is endited of treſpas, and it be againſt the peace, or of thinges whiche be conteined in the declaracion, made in this caſe at the laſte parlyament, holden at weſtminſter. Cap. v. Exigende.

¶Item that no man be compelled to take the newe monete of golde and ſiluer whiche our ſoueraine lorde the kynge hath ordeined, to go in paiment at a certaine price, within the ſumme of .xx. s. And alſo that monete of golde and ſiluer be made in the citee of Yorke, and els where the kynge will it ordeine, in the maner as it is made in the towre of London. And exchaunges ſhall be ordeined in good townes, accordinge as beſte ſhall ſeme to our ſoueraigne lorde the kynge, for the profite of him, and his people. And that it be ordeined in a certaintie, what thing ſhalbe geuen in exchange of euery piece of golde. Cap. vi. New money. Exchange.

¶Item that the ſtatutes made vpon the purueiances, to be made for the howſes of the kynge, the queene, and their children, wherin is conteined, that thei ſhall not bie nor take nothinge, onles it be by agrement of the ſellers, and by promiſe made betwixt the byers and the ſellers. And that the ſtatutes made of the ſtatute of the ſtewarde and marſhall of the kynges howſe, and what pleas thei ſhall holde and determine before them in the marſhalſey, ſhall bee holden and kepte in all their pointes. Whiche ſtatutes our ſaide ſoueraine lorde the kynge hath done to be tranſcribed, and ſente to the ſtewarde and marſhall of his houſe, and to the treſorer of the warderobe, and writtes with them, to kepe and mainteine the ſame in all pointes. And that men of armes, hoblers, and archers, choſen to go in the kynges ſeruice out of Englande, ſhall be at the kynges wages, fro the daie that thei departe out of the counties, where thei were choſen, till their cominge againe. Cap. vii. Purueiours. Marſhall and ſtewarde. Houldiers.

¶Here beginneth the ſtatute for the clergie, made at weſtminſter the ſaide. xviii. yere.

EDwarde by the grace of god. &c. gretinge. Knowe ye, that at our parlyament holden at weſtminſter, the mondaie nexte after the vtas of the holy Trinitee, the yere of our reigne of Englande the .xviii. and of Fraunce the .v. amonges other thinges ſhewed allented and accorded in the ſaide parlyament, there were ſhewed allented and accorded theſe thinges vnder written.

FIrſt where as many thinges haue bene attempted, by the partie our aduerſary of Fraūce againſte the treuce late taken in Britaine, betwixte vs and him, and howe that he enforceth him ſelfe, as much as he maie, to diſtroie vs, and our allies, ſubiectes, landes and places, and the tongue of Englande: And therupon we praied the prelates, great men, and the comons, that thei wolde geue vs ſuche counſaile and aide, as ſhoulde nede in ſo great neceſſitee. And the ſaid prelates, great men, and comons, hauing therof good deliberacion & aduiſe, and ſeing openly the ſubuerſion of the lande of Englande, and of our great buſines, whiche god defende, if ſpedy remedy be not prouided: haue counſailed ioinctly and ſeuerally, and with great inſtance praien vs, that in aſſurance of the aide of god, and our good quarel, we ſhuld make vs as ſtrong as we might, to paſſe the ſea, and by all the good meanes that we might, at this time to finiſh our warres. And that for letters, wordes, nor faire promiſes, we ſhulde not let our paſſage, till we did ſee the effecte of our buſines. And for this cauſe, the great men aforeſaide graunted to paſſe, and to aduenture them ſelfe with vs. And the ſaide prelates and procuratours of the clergie, haue graunted to vs, for the ſame cauſe, a triennall diſme, to bee paied Cap. I. Diſme.

paied at certaine daies, that is to saie of the prouince of Caunterbury, at the feastes of the purification of our ladi, and of saint Barnabe the apostle: And of the prouince of Yorke, at the feastes of sainte Luke, and the natiuitee of saint John baptiste. And we for this cause, in maintenaunce of the estate of holy churche, and in ease of the saide prelates, and all the clergie of Englande, by assente of the great men, and of the comons, do graunte of our good grace the thinges vnderwritten, that is to saie, that no archebisshop nor bisshop shall bee impeached before our iustices because of crime, oneles we especially do commaunde them, till an other remedy be therof ordeined.

Prelates.

¶Item if any clerke be araigned before our iustices, at our suite, or at the suste of the partie, and the clerke holdeth him to his clergie, alledgeinge that he ought not before them therupon answere, and any man for vs, or for the partie maketh a suggestion, that he hath maried two wyues, or one widowe, that vpon the same the iustices shall not haue the conisance nor power to trie the bigamie by enquestes, or in other maner: but it shalbe sente to the spirituall courte, as hath bene done in case of bastardy, and till the certificacion be made, by the ordinany, the partie in whom the bigamie is alleged, by the wordes aforesaide or in other maner, shal abide in prison, if he be not mainpernable.

Cap. ii. Clerke. Bygamy.

¶Item if prelates, clerkes beneficed, or religious folke, whiche haue purchased landes, and the same haue put to mortmaine, be impeched vpon the same before our iustices, and thei shew to vs a charter of lycence, and proces therupon made by an enquest of Ad quod dampnum, or of our grace, or by fine, thei shall be frely let in peace, without beinge further impeched for the same purchace. And in case thei can not sufficiently shewe, that thei haue entred by due proces, after lycence to them graunted in generall, or in speciall, that thei shall be well receiued to make a conuenient fyne. And that the enquire of this article, shall wholly ceasse, accordinge to the accorde compyled in this parlyament.

Cap. iii. Clergy. Mortmayn.

¶Item that the statutes touchinge the puruciances of vs, and of our soonne, made in tymes passe by vs and our progenitours, for people of holy churche, to bee holden in all pointes. And that in the commissions to be made vpon suche puruciances, the fees of holy churche shall be excepted in euery place, where thei be founde.

Cap. iiii. Puruеyances.

¶Item that no prohibicion goe out of the chauncery, but in case where we haue the conisance, and of right ought to haue.

Cap. v. Prohibition.

¶Item where as commissions be newly made to diuers iustices, that thei shall make inquiries vpon iudges of holy churche, whether thei made iuste proces or excessiue, in causes testamentary and other, whiche notoriously pertayneth to the conisaunce of holy churche, the saide iustices haue enquired & done to be endited iudges of holy church, in blemishing of the fraūchise of holy churche, that such commissions be repealed, and from henseforth defended. Sauing the article in Cire, suche as ought to be.

Cap. vi. Spirytuall iudges. Eyre.

¶Item wher as writtes of Scire facias, haue ben graunted, to warne prelates religious and other clerkes, to answere of dismes in our chauncery, and to shew if thei haue any thinge, or can any thing saie, wherfore such dismes ought not to be restored to the said demandantes, and to answere as well to vs, as to the partie of suche dismes, that suche writtes from henseforth be not graunted. And the proces hanginge vpon suche writtes, be annulled and repealed. And that the parties be demitted from the seculer iudges of suche maner of pleas. Sauinge to vs our right, suche as we and our auncestors haue had, and were wonte to haue of reason. In witnes wherof, at the requeste of the saide prelates, to this present letters we haue set our seale. Dated at London the. viii. daie of July, the yere of our reigne of Englande the. xviii. and of Fraunce the. v.

Cap. vii. Clergy. Dismes.

Here

¶ Here followeth the othe of the iuſtices made the ſame. viii. yere.

YE ſhall ſwere, that well and lawfully ye ſhall ſerue our ſouerainge lorde the kynge, and his people in the office of iuſtice, and that lawfully ye ſhall counſaile the kynge in his buſines, and that ye ſhal not counſaile, nor aſſente to any thinge, whiche maie tourne him in damage or diſherſon, by any maner waie or colour. And that ye ſhall not knowe the damage or diſherſon of him, wherof ye ſhall not do him to be warned by your ſelfe or by other, and that ye ſhall do euen lawe and execution of right, to all his ſubiectes riche and poore, without hauinge regarde to any perſone. And that ye take not by your ſelfe nor by other p̄iuily nor appertely, gifte nor reward of golde nor ſiluer, nor of any other thinge, whiche maie tourne to your p̄ofite, oneles it be meate or drinke, and that of ſmall valure, of any man, that ſhal haue any plea or p̄oces hanging befoꝛe you, as longe as the ſame p̄oces ſhall ſo be hanginge, nor after the ſame cauſe: And that ye take no fee, as longe as ye ſhall be iuſtice, nor robes of any man great or ſmall, but of the kynge him ſelfe. And that ye geue none aduiſe, nor counſaile, to no man great nor ſmall, in no caſe where the kynge is partie. And in caſe that any, of whut eſtate or condition thei be, come befoꝛe you in your ſeſſions, with foꝛce and armes, or other wiſe againſte the peace, or againſte the foꝛme of the ſtatute therof made, to diſtourbe execution of the comon lawe, or to manace the people, that thei may not purſue the lawe, that ye ſhall do their bodies to be areſted, and put in p̄iſon: And in caſe thei be ſuche, that ye maie not areſte them, that ye certifie the kynge of their names, and of their miſp̄iſion haſtely, ſo that he maie therof oꝛdeine a conuenable remedie: And that ye by your ſelfe, nor by other p̄iuely nor appertely, maynteine any plea or quarell hangynge in the kynges courte or els where in the countrey: And that ye denie to no man comon right, by the kynges letters, nor none other mannes, nor for none other cauſe, and in caſe any letters come to you, contrary to the lawe, that ye do nothinge by ſuche letters, but certifie the kinge therof, and go forthe to do the lawe, notwithſtandinge the ſame letters. And that ye ſhall do and p̄ocure the p̄ofite of the kynge, and of his crowne, with all thinges where ye maie reaſonably doe the ſame. And in caſe ye bee from henſeforthe founde in defaute in any of the pointes aforeſaide, ye ſhall be at the kinges wyll of body, landes, and goodes, therof to be done as ſhall pleaſe him, as god you helpe and all ſaintes.

Othe.

Force and armes.

¶ Here beginneth the othe of clerkes of the Chancery, made at weſtminſter the ſame yere.

YE ſhal ſwere, that wel and lawfully ye ſhal ſerue our ſouerain lorde the kyng, and his people, in the office of clerke of the chauncery, to which ye be attitled: And ye ſhall not aſſent nor p̄ocure the kynges diſherſon, nor perpetuall damage to your power, nor ye ſhal do nor p̄ocure to be done, any fraude to any mannes wronge, nor thinge that toucheth the kepinge of the ſeale, and ye ſhall lawfully counſaile in the thinges that toucheth the kinge, whan ye ſhalbe therto required. And the counſaile which ye know touching him, ye ſhal counſaile. And if ye know the kinges diſherſon or perpetuall damage or fraude to be done vpon thinges, whiche touch the ſeale, ye ſhal put your lawful power to redreſſe & amende the ſame. And if ye can not the ſame do, than ye ſhal certify the chaunceller or other, which may do the ſame to be amended to your intēt. And for the clerkes of courſe ſhalbe added. And ye ſhal not bring, nor to your knolage ſuffer to be brought any writtes, which ye make out of the courte, not ſeled, therof to do execution, nor ſhal record any aturnei by writ, nor without writ, without eſpecial licence, if ye haue no lawfully examined the partie, and the attourneie in p̄oper perſone, or at the leaſte, him that ſhall make atourneie in p̄oper perſone, nor ye ſhall deliuer no writte, whiche ſhal be

Othe. Clerkes of the Chauncery.

Clerkes of courſe.

of commaundement to the examinours, nor to the seale, before that the same writte be sent to you by the commaundour, whiche therof hath power, onles it be to the chauncellour, or to one of the maisters, whiche commaundeth you to make the writtes. And all the writtes that ye shall make, ye shall deliuer them to the examinours by your owne hande, or by one companion whiche is sworne to the kynge, if ye your selfe be out of the court, because of sikines or other cause necessary, so that ye can not the same doe. And that no writ written of an other mannes hande be delyuered to the examinours, vnder your name, as yours, nor no name shall ye put vpon your writtes, but your owne, as god you helpe and all saintes.

¶ Here beginneth the statute made at westminster the .xx. yere of kynge Edwarde the thirde.

EDwarde by the grace of god. &c. to the shyrifie of Staffordе, gretinge. Because that by diuers complaintes made to vs, we haue perceiued that the law of the lande, which we by our othe be bounde to mainteine, is the lesse well kepte and the execution of the same disturbed many tymes by maiteinaunce and procurement, as well in the courte as in the countrey, we greatly moued of conscience in this matter, and for this cause desyringe as muche for the pleasure of god and ease and quietnes of our subiectes, as to saue our conscience, and for to saue and kepe our saide othe, by the assente of the great men, and other wyse men of our counsaile, we haue ordeigned these thinges folowinge.

Cap. i. Letters. Iustice.

FIrste we haue commaunded all our Iustices, that thei shall from henseforthe do euen lawe and execution of right to all our subiectes ryche and poore, without hauinge regarde to any person, and without lettinge to do right for any letters or commaundement, whiche may come to them from vs, or from any other or by any other cause. And in that any letters writtes or commaundementes come to the iustices, or to other deputed to do lawe and right according to the vsage of the realme, in disturbaunce of the lawe, or of the execution of the same or of right to the parties, the iustices and other aforesaide shall procede and holde their courtes and processes where the pleas and matters be dependinge before them, as if no suche letters writtes or commaundementes were comen to them. And thei shall certifie vs and our counsaile of suche commaundementes, whiche be contrary to the lawe, as afore is saide. And to the intente that our Iustices shoulde doe euen righte to all people in the maner aforesaide without more fauour shewinge to one more than to an other, we haue done our saide iustices to be sworne, that thei shall not from henseforthe, as longe as thei shalbe in office of iustice, take fee nor robe of any man, but of our selfe. And thei shal take no gifte nor rewarde by them selfe nor by other priuily nor apertely of any man that hath to doe before them by any waie, except meate and drinke, and that of small valure, and that thei shall geue no counsell to great man nor small in case where we be partie, or whiche do or maie touche vs in any pointe, vpon peine to be at our wyll body landes and goodes, to do therof as shall please vs, in case they do contrary. And for this cause we haue encreased the fees of the same our iustices, in such maner that it ought reasonably to suffise them.

Fee and robe.

Cap. ii. Barons of the chequer.

¶ In the same maner we haue ordeined and stablisshed in the righte of the barons of the eschequer, and we haue expressely charged them in our presence, that thei shall do right and reason to all our subiectes great and small. And that thei shal deliuer the people reasonably and without delate of the busines whiche thei haue to do before them, without vndue tarienge, as hath bene done in tymes passe.

Cap. iii. Iustices assigned

¶ Item we haue ordeined, that all thei whiche shall be iustices assigned by commission, to here and determine, and suche as shall be associate to them, and also iustices of assises to bee taken in the countrey, and of gaiol deliuery, and suche as shall bee assigned and associate to them, shall

ſhall make ſtrike ſuche an othe in certaine pointes, accordinge as to them ſhall be enioined by our counſaile in our chauncery, before that any commiſſion be to them deliuered.

¶Item we haue commaunded and vtterly defended, that none of our houſe, nor of them that be aboute vs, nor other, whiche be towardes our dere beloued companion the queene, or our ſonne prince of Wales, or towardes our courtes, nor prelates, erles, barons, nor other great nor ſmall of the lande, of what eſtate or condicion thei be, ſhall not take in hande quarels other than their owne, nor the ſame mainteine by them nor by other, priuily nor apertely, for gifte, promiſe, amitee, fauour, doubte or feare, nor for none other cauſe, in diſturbance of lawe, and hinderance of right and reaſon, vpon the peines aforeſaide, but that euery man maie bee free to ſue for and defende his right in our courtes and els where, accordinge to the lawe. And we haue ſtraitly commaunded our ſaide ſonne, and diuers erles and other great men, beinge before vs, that thei on their behalfe ſhall do to be kepte this ordinaunce without defaute, and that thei ſuffer none, which be towardes them to attempte againſt this ordinance by any waie. Cap.iiii. Maynteinance.

¶Item becauſe we be enformed, that many bearers and mainteinours of quarels and parties in the countrey, be mainteined and borne by lordes, wherby they be the more encowraged to offende, and by procurement, couin, and maintenaunce of ſuch bearers in the countrey many people bee diſherited, and ſome delaied and diſturbed of their righte, and ſome not guilty, conuicte and condempned, or otherwiſe oppreſſed, in the vndoing of their eſtate, and in the notorious diſtruction of our people: we haue cõmaunded and do commaunde, that all the great men from henſeforthe ſhall voide from their retenue, fees, and robes, all ſuche bearers and mainteinours in the countrey, without ſhewinge to them any aide fauour or comforte in any maner. And moreouer we haue ordeined to do come before vs at a certaine daie, or before the whom we ſhall depute of our counſaile, ſuche bearers and mainteinours of diuers counties, and them do to be diligently examined and charged, that thei from henſeforthe voide them of ſuche maintenaunces or other procurementes makinge in the countrey in damage of our people. And that vpon greuous peines whiche to them ſhall be ſhewed. Cap.v. Bearers. Mainteinours.

¶Item we will and haue ordeined, that the iuſtices aſſigned to take aſſiſes, ſhall haue commiſſions ſufficient of ſuche thinges, to enquire. And that thei ſhall enquire in their ſeſſions of ſhiriffes, eſchetours, baliffes of fraunchiſes, and their vnderminiſters, and al other, and alſo of mainteinours, comon embraſours, and iurours in the countrey. s. of the giftes, rewardes, and other profites, whiche the ſaide miniſters do take of the people to doe their office, and that that pertetneth to their office, and for arraynge of panels, putting in the ſame ſuſpecte iurours and of euell fame. And of that that the mainteinours, embraſours, and iurours in the countrey do take giftes, rewardes and wages of the parties, wherby great greſe cometh daily to the people, in ſubuercion of the lawe, and diſturbance of comon right. And to puniſſhe all them whiche therof ſhall be founde guilty, accordinge as lawe and reaſon requireth, as well at our ſute as at the parties. And therupon we haue charged our chauncellour and treaſorer to here the complaintes of all them, whiche will complaine, and to ordeine that ſpedy remedie be therof made. Wherfore we do commaunde, that thou do the ſaide pointes openly to be publiſhed within thy baliwike, to thintente that thei, whiche feele them therin greeued, in the forme aforeſaide maie purſue for remedy accordinge to the ſaide ordinaunce, and that the people maie perceiue our intente and will in this behalfe, and the deſyre that we haue, that euen righte be done to all our ſubiectes, as well poore as riche, and that the offenders be reſtrained and puniſhed. Dated at weſtminſter the. vii. daie of Maie, the yere of our reigne of Englande the. xx and of Fraunce. vii. Cap.vi. Iuſtices of aſſiſes. Chauncellour. Treſorer.

Here

¶ Here beginneth the statute of labourers made the .xxiii. yere of kynge Edwarde the thirde.

Cap. i.

EDwarde by the grace of god. &c. to be reuerende father in Chriſte William by the ſame grace archebiſſhop of Caunterbury, primate of all Englande, greting. Becauſe a great parte of the people, and eſpecially of workemen and ſeruauntes late died in peſtilence, many ſeinge the neceſſite of maiſters, and great ſcarcitee of ſeruantes, wyll not ſerue, onles thei maie receiue exceſſiue wages, and ſome rather willinge to begge in idelnes, than by labour to get their lyuinge: We conſideringe the greuous commodities, whiche of the lacke eſpecially of plough men and ſuch labourers maie hereafter come, haue thervpon deliberacion and treatie with the prelates and the nobles and wiſe men aſſiſtinge vs, of whoſe mutuall counſaile it is ordeined, that euery man or woman of our realme of Englande, of what condicion he be, free or bounde, able in bodie, and within the age of. lx. yeres, not lyuinge in marchaundiſe, nor exerciſinge any crafte, nor hauinge of his owne wherof he maie liue, nor propre lande, aboute whoſe tillage he maie him ſelfe occupie, and not ſeruinge any other, if he inconuenient ſeruice (his eſtate conſidered) be required to ſerue, he ſhal be bounden to ſerue him which ſo ſhal him require. And take onely the wages, lyuerey, meede, or ſalary, whiche were accuſtomed to be geuen in the places where he oweth to ſerue, the .xx. yere of our reigne of Englande, or .v. or .vi. other common yeres nexte before. Prouided alwaies, that the lordes be preferred before other in their bondmen or their landetenauntes, ſo in their ſeruice to be reteined. So that neuertheles the ſaide lordes ſhall reteine no more than be neceſſary for them. And if any ſuche man or woman, beinge ſo required to serue, wil not the ſame do that proued by. ii. true men before the ſhiriffe or the bailiffes of our ſoueraine lorde the kynge, or the conſtables of the towne where the ſame ſhall happen to be done, he ſhall anone be taken by them or any of them and committed to the nexte gaoile, there to remaine vnder ſtraite kepinge, tyll he fynde ſuretie to ſerue in the fourme aforeſaide.

Labourers.

Cap. ii.

¶ Item if any repar mower or other workeman or ſeruaunte, of what eſtate or condicion that he be, reteined in any mannes ſeruice doe departe from the ſaide ſeruice without reſonable cauſe or lycence, before the terme agreed, he ſhall haue peine of impriſonment. And that none vnder the ſame peine preſume to receiue or to reteine any ſuche in his ſeruice.

Labourers departing from their ſeruice.

Cap. iii.

¶ Item that no man paie or promiſe to paie to any ſeruaunte any more wages, lyueries, meede, or ſalary, than was wonte, as afore is ſaide. Nor that any in other maner ſhall demaunde or receiue the ſame, vpon peine of dowblinge of that that ſo ſhall be paied, promiſed, required, or receiued, to him whiche therof ſhall feele him ſelfe greued purſuinge for the ſame. And if none ſuche wyll purſue, than the ſame to be applied to any of the people that will purſue. And ſuche purſute ſhall bee in the courte of the lorde of the place where ſuche caſe ſhall happen.

Seruantes.

Cap. iiii.

¶ Item if the lordes of the townes or manours preſume in any pointe to come againſt this preſente ordinaunce either by them, or by their ſeruauntes, than purſute ſhall bee made againſte them in the counties, wapentakes, tithinges, or ſuche other our courtes, for the treble peine paied or promiſed by them or their ſeruauntes in the forme aforeſaide. And if any before this preſent ordinaunce hath couenaunted with any ſo to ſerue for more wages, he ſhal not be bound by reaſon of the ſame couenant, to paie more than at an other tyme was wonte to be paied to ſuch perſon. Nor vpon the ſaide peine ſhall preſume any more to paie.

Lordes of townes or manoures.

Cap. v.

¶ Item that ſadlers, ſkinners, whitetawers, corduainers, taillours, ſmithes, carpenters, maſons, tylers, ſhipwrightes, carters, and all other artificers and workemen ſhall not take for their labour and workemanſhip aboue the ſame that was wonte to be paied to ſuche perſones the ſaide .xx. yere, and other comon yeres nexte before, as afore is ſaide, in the place where thei ſhall happen to worke. And if any man take more, he ſhal be cõmitted to the next gaoile,

Artificers.

in

in the maner as afozesaide is saide.

¶Item that bouthers, fishmungers, hostelers, bzuers, bakers, pulters, and al other sellers of all maner vitaile, shall be bounde to sell the same vitaile for a reasonble pzyce, hauinge respect to the pzyce that suche vitailes be solde at, in the places adioinynge. So that the same sellers haue a moderate gaines, and not excessiue, resonably to be required accozdinge to the distance of the place from whence the saide vitailes be caried. And if any sell suche vitailes in any other maner, and therof be conuicte in the maner and fozme afozesaide, he shall paie the double of the same that he so receiued, to the partie dampnified, oz in defaute of him, to any other that will pursue in this behalfe: And the maires and bailiffes of cities, bozoughes, marrhaunte townes, and of the poztes of the sea and other places, shall haue power to enquire of all and singular whiche shall in any thinge offende the same: And to leuie the saide peine to the vse of them, at whose sute suche offenders shall be conuicte. And in case that the same maires and bailiffes be negligent in doinge execucion of the premisses, and therof be conuicte befoze our Justices, by vs to bee assigned: than the same maires and bailiffes shall be compelled by the same iustices to paie the treble of the thinge so solde, to the partie dampnified, oz to any other in defaute of him that will pursue. And neuertheles towardes vs thei shall bee grieuously punished.

Cap.vi. Victaylours. Vitaile. Maires. Bailiffes.

¶Item because that many valiaunt beggers, as longe as thei maie liue of begginge, do refuse to labour, geuinge them selfe to idelnes and vice, and sometyme to theefte and other abhominacions: None vpon the saide peine of imprisonmente shall, vnder the colour of pitee oz almes geue any thinge to suche, whiche maie labour, oz presume to labour them towardes their despzes, so that therby thei maie be compelled to labour foz their necessary lyuinge. Wherfoze our saide soueraine lozde the kynge, the. xiiii. daie of June, the. xxiii. yere of his reigne, hath commaunded to all the shirykes of Englande by diuers writtes, that thei shall do openly to be proclaimed and holden, all and singular the premisses in the counties, bozoughes, marrhaunt townes, sea poztes, and other places in their bailywekes, where to them shall seme expedient: And that thei do therof due execution, as afoze is saide.

Cap.vii. Beggers. Shiriffes.

¶Subsequently our soueraigne lozde the kynge perceiuing by the comon complainte, that his people, foz suche excessiue stipende lyueraies and prices, whiche to suche seruauntes labourers and wozkemen were constrainedly paied, be oppressed, and that the disme and quinzime to him attainynge might not be paied, onles remedie were therfoze prouided: Regardinge also the coactions and manifeste extoztions, and that there was no manne, whiche againste suche offenders did pursue foz the saide commoditee so ozdeined to bee obteined: wherof it was consonant, that that thinge whiche was ozdeined to be applied to singuler vses, seing that the same persons did not noz wolde not pursue, shoulde be conuerted to a publike and common profite, by the aduise of his counsaile, hath ozdeined, that all and singuler wozkemen, seruauntes, and artificers, as well men as women, of what so euer estate oz condicion thei be, takynge moze foz their labours, seruices, and wozkemanship than thei were wonte to take the saide. xx. yere, and other yeres afozesaide, shoulde be assessed to all the same summe, whiche thei shall receiue ouer and aboue, with other summes as well foz the tyme paste, when the stipende wages, lyueraies, and prices were augmented, as foz the tyme than to come. And that the saide whole summe receiued ouer and aboue, shoulde be leuied of euery of them, and gathered to the kynges vse, in alienacion of euery of the townes, wherof the saide artificers seruauntes, and labourers be, towardes the paimentes of the summes of the disme and quinzime yet renninge, wherunto the same townes oz people of the same were assessed. So that alwaies, the same dizme and quinzime ended, all the same moneie, lyueries, and prices, oz the value of the same lyueraies, whiche as afoze is saide, shoulde be ouer and aboue receiued of them and euery of them, should be leuied and gathered by them, whom the kynge will therto assigne, to the kynges vse, in alienacion and supportacion of the realme of Englande.

Cap.viii. Wozkemen. Seruauntes. Artificers.

Englande. And that thei whiche for the same to serue, or the saide summes so by them ouer and aboue receiued, and before assessed to paie, and their crafftes and worke to exercise do refuse thei shall be incontinently arested by the tapers and collectours of the said disme and quinzisme or any of them, in every of the saide townes deputed to execute the premisses, or by the baylifes of the places, or constables of the townes, whan thei be therof certified, and committed to the gaole, there to remaine till thei haue founde suretie to serue, and shall paie that that thei shall aboue receiue, according to the same ordinaunces, or tyll the kynge shall some other thinge therof demaunde. And alwaies it is the intente of the kyng and of his counsaile, that according to the firste ordinaunce it shoulde be lawfull, and shall bee lawfull to euery man, to pursue againste all erredinge the same, or not obeyng to the same, and the thinge recouered to be applied to his owne vse. And therfore our saide soueraine lorde the kyng hath commaunded all archebishops and bishops, that thei do to be published the premisses in al places of their dioces, commaundinge the curates and other subdioceisans, that thei compell their parochiens to labour, according to the necessitee of the tyme, and also their stipendarie preestes of their saide dioces, whiche do nowe erresiuely take, and will not, as it is said, serue for a competent sallary, as hath bene accustomed, vpon peine of suspension and interdiction. And that in no wise ye omitte the same, as ye loue vs and the comon welthe of our realme. Dated the daie and yere aforesaide.

Curates.
Stipendarie preistes.

Here beginneth the statute of Labourers made the. xxv. yere of kynge Edwarde the thirde.

Seruantes.

WHere as late againste the malice of seruauntes, whiche were idell, and not willinge to serue after the pestilence, without takinge excessiue wages, it was ordeigned by our soueraigne lorde the kynge and by assente of the prelates, erles, barons, and other of his counsaile, that such maner seruantes, as well men as women, shoulde be bounde to serue, receiuing sallary and wages accustomed in the places where thei ought to serue, in the. xx. yere of the reigne of the kynge that nowe is, or. v. or. vi. yeres before, and that the same seruauntes refusinge to serue in suche maner shoulde be punished by imprisonmente of their bodies, as in the saide statute is more plainely contened: wherupon commissions were made to diuers people in euery countie to enquire and punish all them whiche come againste the same. And nowe for as muche as it is done the kynge to vnderstande in this present parlyament, by the petition of the cominaltee, that the saide seruauntes, hauinge no regarde to the saide ordinaunce, but to their ease and singuler couetise, do withdrawe them selfe to serue great men and other, onles thei haue lyuery and wages to the double or treble of that thei were wonte to take, the. xx. yere and before, to the great damage of the great men, and impouerisshinge of all the saide cominaltee wherof the saide comminaltie prayeth remedie. wherfore in the same parlyament, by assente of the saide prelates, erles, barons, and other great men of the same comunaltee there assembled, to refraine the malice of the saide seruauntes, be ordeined and establisshed the thinges vnder written.

Cap. i.
Wages of Labourers.

FIrste that carters, ploghmen, driuers of the plough, shepeherdes, swine herdes, deies, and all other seruauntes, shall take lyueres and wages, accustomed the saide. xx. yere or. iiii. yeres before, so that in the countrey, where whete was wonte to bee geuen, thei shall take for the busshell. x. d. or where at the will of the geuer, till it be otherwise ordeined. And that thei be allowed to serue by an hole yere, or by other vsuall termes, and not by the daie. And that none paie in the time of sarcling or hetmakinge but. i. d. the daie. And a mowar of medowes for the acre. v. d. or by the daie. v. d. And repers of corne in the firste weeke of Auguste. ii. d. and the seconde. iii. d. and so till the ende of Auguste, and lesse in the countrey where lesse was

Mowar.
Reper.

was wonte to be geuen, without meate or drinke, or other curtesy to be demaunded, geuen, or taken. And that all workemen bringe openly in their handes to the marchaunte townes their instrumentes, and there shall be hyred in a comon place and not priuie.

¶Item that none take for the threshinge of a quarter of whete or rie ouer. ii. d. ob. and the quarter of barlete, beanes, pease and otes. i. d. ob. if so muche were wonte to ber geuen, and in the countrei, where it is vsed to repeby certain sheues and to threth by certaine bushels, thei shall take no more nor in other maner than was wonte the saide. xx. yere and before. And that the same seruauntes be sworne two times in the yere before lordes, stewardes, bailiffes, and constables of euery towne, to holde and doe this ordinaunces. And that none of them goe out of the towne, where he dwelleth in the winter, to serue the sommer, if he maie haue seruice in the same towne, takynge as before is saide. Sauinge that the people of the counties of Stafforde, Lancaster, and Derbie, and people of Crauen, and of the marches of Wales and Scotlande, and other places, maie come in time of August, and labour in other counties, and saufely retourne, as thei were wonte to do before this time. And that those, whiche refuse to make suche othe, or to perfourme that that thei be sworne to, or haue taken vpon them, shalbe put in the stockes by the saide lordes, stewardes, bailiffes, and constables of the townes by. iii daies or more, or sent to the nerte gaole, there to remaine, till thei will iustifie them selfe. And that stockes bee made in euery towne by suche occasion betwixte this and the feaste of Pentecoste.

Cap. ii. Thressher. Seruauntes sworne. Stockes.

¶Item that carpenters, masons, and tilers, and other workemen of houses, shal not take by the date for their worke, but in maner as thei were wonte, that is to saie. A maister carpenter. iii. d. and other. ii. d. A maister free mason. iiii. d. and other masons. iii. d. and their seruantes. i. d. ob. tylers. iii. d. and their knaues i. d. ob. and other coueres of ferne and straw. iii. d. and their knaues. i. d. ob. plasterers and other workers of mudwalles, and their knaues, by the same maner, without meate or drinke. s. from Easter to saint Michaell. And fro that tyme lesse accordinge to the rate and discretion of the Iustices, whiche shoulde be therto assigned. And that thei that make cartage by lande or by water, shall take no more for suche carriage to be made, than thei were wonte the saide. xx. yere, and. iiii. yeres before.

Cap. iii. Carpenters. Masons. Tylers. Thatchers. Mudwall makers.

¶Item that cordiwyners and shoomakers, shall not sell bootes nor shoes, nor none other thinge touchinge their misterie, in any other maner then thei were wonte the saide. xx. yere.

Cap. iiii. Cordewainers. Shoo makers.

¶Item that goldesmithes, sadlers, horselmithes, spoziers, tanners, coziours, tawers of leather, tailours and other workemen artificers and labourers, and al other seruauntes here not specified, shall be sworne before the iustices, to do and vse their craftes and offices in the maner as thei were wonte to do the said. xx. yere, and in the tyme before, without refusing the same because of this ordinaunce. And if any of the saide seruauntes labourers workemen or artificers after such othe made come against this ordinance, he shal be punished by fyne and raunsome and imprisonment after the discretion of the iustices.

Cap. v. Artificers sworne.

¶Item that the saide stewardes, bailyffes, and constables of the saide townes, be sworne before the same iustices, to enquire diligently by all the good waies thei maie, of all them that come againste this ordinaunce, and to certifie the same Iustices of their names at al tymes, whan thei shall come into the countrey to make their sessions, so that the same Iustices in certificacion of the same stewardes, bailiffes, and constables of the names of the rebelles, shall do them to bee attached by their bodie, to bee before the saide iustices, to answere of suche contemptes, so that thei make fyne and raunsome to the kynge, in case thei be attainted. And moreouer to be commaunded to prison, there to remaine, till thei haue founde suertie, to serue, and take, and do their worke, and to sell thinges vendible in the maner aforesaide. And in case that any of them come againste his othe, and be therof attainted, he shall haue imprisonment of. xl. daies. And if he be an other time conuicte, he shall haue imprisonmente of a quarter of a yere, so that at euery tyme, that he offendeth and is conuicte, he shall haue double

Cap. vi. Stewardes. Bailyffes. Constables. Punissment of othe breakyng.

peine,

peine. And that the same iustices, at euery time thei come into the countrey, shall enquire of the saide stewardes, bailiffes, and constables, if thei haue made a good and lawfull certificat, or any concile for gifte, procuremente, or affinitee, and punish them by fyne and raunsome, if thei be founde giltie. And that the same iustices haue power to enquire and make due punishment of the saide ministers, labourers, workemen, and other seruauntes. And also of hostelers, herbergers, and of those that sell victaile, or other thinges here not specified, as well at the suite of the partie, as by presentment, and to here and determine, and put the thinges in execution by the exigende after the firste capias if nede be, and to depute other vnder them, as many and suche as thei shall see beste for the kepinge of the same ordinaunce. And that thei, which wyll sue againste suche seruauntes, workemen, labourers and artificers, for excesse taken of them, and thei be therof attainted at their suite, thei shall haue againe suche excesse. And in case that none will sue, to haue againe suche excesse, than it shall be leuied of the saide seruauntes, labourers, workemen, and artificers, and deliuered to the collectours of the quinzime, in alleuiation of the townes where suche excesses were taken.

Hostelers.
Victailers.

Cap. vii.
Shiriffes.
Constables.
Bailyffes.
Iurours.
Clerkes of iustices .&c.

¶ Item that no shiriffes, constables, bailyffes, and tailours, the clerkes of the Iustices, or of the shiriffes, nor other ministers what so euer thei bee, take any thynge for the cause of their office of the same seruauntes, for fees, suite, of prison nor in other maner, and if thei haue any thinge taken in suche maner, thei shall deliuer the same to the collectours of dismes and quinzimes, in aide of the comons, for the tyme that the disme and quinzime doth renne, as well for the tyme paste, as for the time to come. And that the saide iustices enquire in their sessions, if the saide ministers haue any thinge receiued of the same seruauntes, and that that thei shall fynde by suche enquelte, that the saide ministers haue receiued, the same Iustices shall leuie of euery of the saide ministers, and deliuer to the saide collectours, together with the excesse and fynes and raunsomes made, and also the amerciamentes of all them whiche shall be amerced before the saide Iustices, in alleuiation of the saide townes, as afore is saide. And in case the excesse founde in one towne, doth exede the quantitee of the quinzime of the same towne, the remenaunte of suche excesse shall be leuied and paied by the said collectours, to the nexte poore townes, in aide of their quinzime, by aduise of the saide iustices. And that the fynes and raunsomes, excesses and amerciamentes of the saide seruauntes labourers and artificers, for the tyme to come renninge of the saide quinzime, be delyuered to the said collectours, in the forme aforesaid, by indentures to be made betwixt them and the iustices, so that the same collectours maie be charged by their accompte by the saide indentures, in case that the saide fynes, raunsomes, amerciamentes, and excesses be not paied in aide of the said quinzime. And lesting the said quinzime, it shal be leuied to the kynges vse, and answered by the shiriffes of the counties.

Iustices.
Fynes.

Cap. viii.
Iustices.
Sessions.

¶ Item that the saide Iustices make their sessions in all the counties of Englande at the leste iiii. tymes a yere, that is to saie, at the feaste of the annunciation of our ladie, sainte Margaret, sainte Michall, and sainte Nicolas. And also at all tymes that shall nede, according to the discretion of the saide Iustices. And that those that speake in the presence of the saide Iustices, or other thinges do in their absence or presence, in encowragеinge or maintenaunce of the saide seruauntes labourers or artificers againste this ordenaunce, shall bee grieuously punished by the discretion of the same Iustices. And if any of the saide seruauntes labourers or artificers do flee from one countie to an other, because of this ordinaunce, that the shiriffes of the counties, where suche fugitiue persones shall be founde, shall do them to be taken, at the commaundement of the Iustices of the counties, from whense thei shall flee, and bringe them to the chiefe gaole of the same countie, there to abide tyll the nexte sessions of the same iustices. And that the shiriffes retourne the same commaundementes before the same iustices at their nexte sessions. And that this ordinaunce be holden and kepte, as well in the citee of London, as in other cities and boroughes, and in other places throughout the lande, as well within fraunchises as without.

Seruauntes
Labourers.
Artificers
Shiriffes.

Here

Fraunchises as without.

Here beginneth the statute made of those that be borne beyonde the sea, made at westminster the said.xxb.yere of kyng Edwarde the thirde.

OUr soueraine lorde the kynge, at his parliament sommoned at westminster, at thutas of the Purification of our lady, the yere of his reigne of England the.xxb and of Fraunce the.xii, considering the gret mischeues and domage, which haue happened to the people of his realme of Englande, because that statutes made and ordeined before this tyme, haue not ben holden and kept, as thei ought to be, as because of the mortall pestilence that late reigned, and willynge to prouide quietnes and comon profite of his saide people, by thassente of the prelates, erles, barons, and other great men, and al the comons of his said realme, somoned to the parlyament, hath ordeined, and stablished these thinges vnderwritten. s. because the people be in ambiguitie and doubte, if the chyldren borne in the parties beyonde the sea, out of the kynges ligeance of Englande, shulde be able to demaunde any inheritaunce within the same ligeance or not, wherof a petition was put into the parliament late holden at westminster, the.viii.yere of the reigne of our soueraine lorde the kynge that now is, and was not at the same tyme wholly assented: Our soueraigne lorde the kynge willynge that all doubtes and ambiguities should be put away, and the lawe in this case declared, and put in a certaintie, hath charged the saide prelates, erles, barons, and other wyse men of his councell, assembled in this parlyament, to delyberate vpon this pointe: whiche of one assent haue saide, that the lawe of the crowne of Englande is, and alwaies hath bene suche that the children of the kinges of Englande, in what so euer parties they be borne, in Englande or els where, be able and owe to beare thinheritance after the deth of their auncesters, whiche lawe our saide soueraine lorde the kynge, the saide prelates, erles, barons, and other great men, and all the commons assembled in this parlyament do approue and affirme for euer. And in the right of other children borne out of the ligeance of Englande, in the tyme of our soueraine lorde the kynge, they bee of one mynde accorded, that Henry Childzen borne out of the ligeance of England.
sonne of John de Beaumõde, Elizabeth, doughter of Guy de Bryane, and John sonne of Rauke Dawbeney, and other, whiche the kynge wyll name, whiche were borne beyonde the sea, out of the ligeance of Englande, shalbe from henseforth able to haue and enioye their inheritaunce after the death of their auncestours, in all parties within the ligeance of Englande, as wel as those that shulde be borne within the same ligeance of Englande. And that all children inheriters, whiche from henseforth shalbe borne within the ligeance of the kynge, whose fathers and mothers at the tyme of the birth be and shalbe at the faith and ligeance of the kynge of Englande, shall haue and enioye the same benefices and auauntages, and haue and bere the inheritance within the same ligeance, as the other inheriters aforesaide in time to come, so alwaies that the mothers of such children do passe the sea by the lycence and willes of their husbondes. And if it be alleged against any such borne beyonde the sea, that he is bastarde, in case where the bisshop oweth to haue conysaunce of bastardy, it shall be commaunded to the bisshoo of the place, where the lande demaunded is, to certifie the kynges courte, where the plea therof hangeth, as of olde times hath ben vsed in the case of bastardy, alleged against them which were borne in England.

Here beginneth the statute for the clergie made at Westm. the said.xxb.yere.

OUr soueraygne lorde the kynge, seinge and examinynge by good delyberacion the petitions and artycles delyuered to him in his parlyamente, holden at westminster in the feast of saincte Hyllary, the yere of his reigne of England the.xxb and of Fraunce the.xii. by the honourable fathers in god Simon archebisshop

of Caunterbury and other bisshops of his prouince, vpon and for certaine grenaunces, whiche they alleged to be done to holy churche and to the clergy, against the priuileges of holy church and than they prayed, that a conenable remedye might be therof ordeined to the reuerence of god & of holy churche: by thassent of his parliament for him & his heires, wylleth and grauncteth the poyntes vnderwritten.

Capi.i. FIrst that all the priuileges and franchises graunted heretofore to the sayde clergye, be confirmed and holden in all pointes. And as touchyng presentmentes to be made by our soueraygne lorde the kynge, or any of his heires to a benefice of holy churche in an others ryght by elde tytle: our soueraigne lorde the kynge, to the honour of god and holy churche, wylleth and grauncteth, of the assent of the parlyament, that from henseforth be nor none of his heyres shal not take title to present to any benefyce in an others ryghte of any tyme of his progenitours. Nor that any prelate of his realme be bonden to receiue any such presentment to be made, nor to do therof execution, nor no instice of the one place or the other, may not nor ought not to holde plea, or geue iudgement vpon any suche presentment to be made. But that the sayde kyng and his heires be barred of all suche presentmentes in an others right, fallen or to fall of all his tyme, and of the tyme to come.

Presentmentes. Prelate.

Cap.ii. ¶Item where as the parlyament holden at Westminster the. xiiii. yere of the reigne of our soueraigne lorde the kinge that now is, amonges other thinges than graunted to the prelates of holy churche, it was ordeined, that the kynge should not take tytle to present to any benefice in an others right, but of the voidaunces, whiche shoulde happen of suche benefices within three yeres nerte before his presentment, whiche thynge semeth veray prejudiciall to the kynge and his heyres: it is accorded in this present parlyamente, that the sayde ordinaunce, as to this pointe shalbe holden for none. But neuertheles, that all the other articles conteined in the saide ordinaunce and graunte than made to holye churche, shall stande in their force.

Presentment.

Ca. iii. ¶Item where as before this tyme our soueraine lorde the kynge hath taken tytle to present, at the suggestion of many clerkes, where the tytle hath not bene true, and by suche presentmentes and iudgementes therupon geuen, the clerkes haue bene receiued by the ordinaries of the places, againste god and good fayth, and in derpession of them whiche had therof a good & true tytle to the sayd benefices, the kyng wyll and grauncteth, that at what tyme he shall make collation or presentment from henseforth to any benefyce in an others righte, that the title, wherupon he groundeth hym selfe, shalbe well examined that it bee true. And at what tyme before iudgement the title be found by good informacion vntrue or iniust, the collation or presentment therof made, shalbe repealed. And the patron or the possessour, which shall shew and proue the false title, shall haue therupon writtes out of the chauncery as many as to hym shalbe nedefull.

Collation

Ca.iiii. ¶Item where as the saide prelates haue grenously complayned, prayng therof remedy, of that that as well the seculer clerkes and chapleines as monkes and other people of religion, haue ben drawen and hanged by awarde of the seculer Iustices, in prejudice of the franchises, and in oppression of the iurisdiction of holy churche: It is accorded and granted by the saide kynge in his parlyament that all maner clerkes, as well seculer as religious, whiche shalbe from henseforth conuict before the seculer Iustices aforesaid, for any maner treasons and felonies touching other persons than the king him selfe or his royal maiestie, shall from henseforth freely haue and enioy the priuilege of holy churche, and shall bee without any impechment or delay delyuered to the ordinaries demaunding them. And for this graunt the saide archbisshop promiseth to our soueraine lorde the kynge, that vpon the punishment & safegarde of such clerkes offenders, which so shalbe deliuered to the ordinaries, he shal therof make a conuenient ordinance, wherby they shalbe safely kepte and duely punished, so that no clerke shall take courage so to offend for defaute of correction.

clerkes of fenders.

¶Item wher as clerkes arrained of felony before seculer Iustices, which chalenged their

clergye

clergie, and were demaunded by the ordinarie of the place, haue bene often before this tyme remaunded to the iaile of the saide iustice surmysinge to them, that other thinges be to be saide againste them, neuertheles because the comon lawe is, that a clerke in suche case ought not to be remaunded to the saile, but ought to be maintenaunt arraigned of al, or otherwise delene red to the ordinarie: It is accorded, that this pointe be kepte by all maner of iustices and iudges seculer throughout our realme. Clerkes arrayud.

¶ Item where as the temporalties of archebishops and bishops haue bene oftentymes taken into the kynges handes, for contempte done to him vpon writtes of Quare non admisit, and for diuers other causes, wherof the saide prelates haue prayed the kynge, that no suche taking shall from henseforthe be made, sith thei be piers of the lande: The kinge wyll and graunteth in the same parlyament, that all the iustices, whiche from henseforthe shall geue iudgementes againste any prelate of the lande in suche case or lyke, that thei in such case maie freely receiue and from henseforthe shall receiue for the contempte so iudged, a reasonable fyne of the partie so condempned, according to the quantitee of the trespas, and after the qualitee of the contemte incontinently at the tyme of the iudgement, if the partie offre the same, or otherwise after the iudgement, at what tyme the partie will offer him selfe. And if it nede, the chaunceller and the treasorer, shall be called to the receite of the saide fynes. Cap. vi. Prelates,

Item bycause that many presentmentes to dyuers benefices of holy churche, as well of the patronage of lay people as of people of holy churche, which were voyde by. bi. monethes, wherof the collacion of suche benefices by lapse of tyme was deuolute and of right parteynyng to the ordynaries of the places, were recouered by the kynge by iudgementes, therof geuen of the assent of the sayd patrons, in disceipt of the sayde collacions so made reasonably by the sayde ordinaries: In whiche pleas the ordinaries, nor their clerkes, to whom they did geue such benefices, were not receiued to shewe nor defende their right in this behalfe to defend and counterplede the kynges right so claymed, which is no reasonable thynge: wherfore the kynge, by the assent of his sayde parlyament, wyll and graunteth for him and his heires, that whan archbyshops, byshops, or other ordinaries haue geuen a benefice of right deuolute to him by laps of tyme, and after the kynge presenteth and taketh the suite agaynst the patrone, which perrale wyll suffre that the kynge shall recouer without action tried, in disceipt of the ordinary or the possessour of the sayd benefyces, that in such case, and all other cases lyke, where the kynges right is not tried, the archbishop or byshop, ordynarie or possessour, shall be receyued to counterplede the tytle taken for the kynge, and to haue his aunswere, and to shewe and defend his right vpon the matter, although that he clayme nought in the patronage in the case aforesayde. Cap. vii. Lapse. Patron. Ordinaries.

¶ Item where as the sayde prelates haue shewed and prayed remedy, vpon that that the said seculer Iustices do vsurpe and accroche to them conysaunce of voidaunce of benefices of right whiche conisaunce and the discussynge thereof attayneth to the iudges of holy churche: and not the lay iudge: The kynge will and graunteth, that the sayd Iustices shall fromhensforth receyue suche chalenges made or to be made by any prelate of holy church in this behalfe, and moreouer therof shall do right and reason. Cap. viii. Prelates Conysaunce. Challenges.

¶ Item because that the kynges Iustices do take enditementes of ordinaries, and of their ministers of extorcions and oppressions, and impeache them, without puttinge in certayne, wherin, or wherof, or in what maner they haue done extorcion: The kynge wyll, that his Iustices shall not fromhensforth impeach the ordinaries, nor their ministers, because of suche endytementes of generall extorcions or oppressions, onles they say and put in certayne, in what thinge, and of what, and in what maner the sayde ordinaries or their ministers haue done extorcion and oppression. Cap. ix. Ordinaries.

Here beginneth the ſtatute of clothes made the ſaide. xxv. yere.

Cap. i. Clothes.

ITem it is accorded and aſſented in the ſame parlyament, that all maner of clothes vendible, whiche ſhall be ſolde for wholle clothes in Englande, in whole handes of the marchauntes of the realme of Englande, or other of the ſame realme, thei be founde, ſhall be meaſured by the kinges aulnegeour and his deputies in all cities, boroughes, and other townes within Fraunchiſes and without, as wel in the citee of London as els where. And that al the clothes which ſhal be found of leſſe meaſure by a yarde, than of the aſſiſe conteined in the ſtatute of Northamton, by whiche it is ordeigned, that the lengthe of euery clothe of raie, ſhall bee meaſured by a lyne of. vii. yardes. iiii. tymes meaſured by the liſte. And the breade of euery clothe of raie. vi. quarters of the meaſure by the yarde, and of coloured clothes the lengthe ſhall be meaſured by the barke by a lyne of. vi. yardes and an halfe. iiii. tymes meaſured, and the breade. vi. quarters and a halfe meaſured by the yarde, without deſoilinge the clothes, ſhall bee forfaite and arreſted to the kynge. And that the aulnegeour delyuer the ſame to the kynges warderobe by indenture, notwithſtandinge any fraunchiſe, vſage, or priuilege made to citees, boroughes or to any perſone of the realme of Englande to the contrarie. And the kynges aulnegeour ſhall be ſworne to do his office well and laufully. And in caſe he therof be founde in defaute, and therof be attainted before the kepers of the faires and maires and bailyffes of the places where the cloth ſhall be bought, or before any other whom our ſouereigne lorde the kynge ſhall therto aſſigne, ſhall haue the priſon of one yere, and raunſomed at the kynges wyll, and put out of his office for euer. And the aulnegeour ſhall aunſwere as well for his deputies as for him ſelfe. And alſo it is accorded and ſtabliſſhed, that euery byar of clothe or other that will ſue, that the ſaide aulnegeour hath done any fraude or diſceipte in his office, and falſhed be notoriouſly proued and knowen at his ſuite, ſhall haue the one halfe. And that euery byar of ſuche clothe, after that he hath agreed of the price with the ſeller, maie freely meaſure the cloth at his wyll, to aſſaie if it be of the aſſiſe or not, before that he hath paied his monei, although the aulnegours ſeale be put to the ſame. And if the byar fynde any defaute after the bying, he ſhall ſhewe the ſame defaute to the maires and bailyffes of the place, or to the kepars of the faire or market, and if defaut be found notoriouſly before them, the cloth ſhal be forfaite to the kynge, and ſeiſed in the kynges handes by the ſaid maires and bailyffes, or kepars of the faire or market, and ſhall remaine in their cuſtodie. And the ſaide maires and bailyffes or kepers, ſhal certifie to the chaunceller, of the ſame forfaiture, at the ſuite of the byar or of other, which wyll ſue, without any thinge takinge of him. And the chauncellour in this certification ſhall ſende a writte to the ſaide maire and bailyffes or kepars, to deliuer to him, whiche ſo hath ſued, the one halfe of the forfaiture, and to ſaue the other halfe to the kinges vſe. And if the maire bailyffes or kepars refuſe to do execucion of this accorde, in the maner aforeſaide, thei ſhall be puniſſhed by fyne and raunſome whan thei ſhall be therof attainted, as well at the kynges ſute as the parties. And that this article beginne to holde place the firſte daie of September nexte cominge, ſo that the marchauntes and other, whiche haue clothes to ſell, maie freely delyuer them of the clothes that thei haue in their handes in the ſame tyme.

Aulnegeour.

Raie clothe.

Maires Bailiffes

Chauncellour.

Seale.

Cap. ii. Treaſons in diuers caſes.

ITem where as it is conteined in a ſtatute made at Yorke, in the fiftithe yere of the reigne of our ſouereigne lorde the kynge that nowe is, that all marchauntes alyens and denizens, and all other, and euery of them, of what eſtate or condicion thei were, which wolde bie or ſell wyne, corne, auoire de pois, fleſſhe, fiſſhe, and all other lyuinges and vitaile, clothes, chaffer, woolles marchaundiſes, any other thinges vendible, fro what partie thei come, by forein or by denizens, to what place ſo euer it bee, boroughe, townes, porte of the ſea, faire,

faire, market, or other place within this realme, within fraunchiſes or without, maie freely and without diſturbaunce ſell the ſame to whom pleaſe them, as well to forreins as to denizens, exrepte the kynges enemies: It is accorded by our ſoueraigne lorde the kinge, the prelates, erles barons and other great men, and the comons in this preſent parlyament, that the ſaide ſtatute in all pointes and articles conteined in the ſame, be holden, kepte, and mainteined. And that if any ſtatute, charter, letter patente, proclamacion, or commaũdement, vſage, alowance or iudgement be made to the contrary, the ſame ſhall be openly repealed voide and holde for none. And moreouer that euery marchaunt and other, of what condicion that he be alyen, or denizen that bringeth wynes, fleſh, fiſſhe, or other vitailes, clothes, wolfelles, anoire de poile, or any other maner marchaundiſes or chaffer to the citee of London, or other cities, boroughes and good townes of England, or porte of the ſea, maie frely and without chalenge or impechement of any ſell in groſſe or at retaile or by parcels at his will to all maner people that wyll bie the ſame, notwithſtandinge any fraunchiſes, grauntes or cuſtomes vſed, or any other thinge done to the contrarie, ſithens that ſuche vſages and fraunchiſes be to the common preiudice of the kynge and his people. And that no maire, bailyffe, catchepole, miniſter, nor none other ſhall medle with the ſale of any maner vitaile vendible, brought to cities, burghes, or other townes, nor faire nor market, but onely he to whom the vitailes be and that proclamacion be therof made of newe in all counties of Englande, and in the citee of London, and in all other cities boroughes, good townes, portes of the ſea, and other places within the reime of Englande, where nede ſhall be. And that the kynge therupon do to be aſſigned his iuſtices at all tymes that ſhall pleaſe him, and if nede be to enquire of all thoſe that ſhall come againſte this ordinaunce, or doe any thinge againſte the ſame, and to puniſhe them accordinge to the peine conteined in the ſame ſtatute made the ſaide .ix. yere. And that euery perſon that wyll ſue againſte any ſuche, ſhall haue a writ in the chaunccry to attache him as a diſturbour of the comon profite, to cauſe him to come, therof to make anſwere in the kynges courte.

Marchaunte ſtraungers.

Vitaile.

¶Item it is accorded, that the forſtallers of wynes, and all other vitailes wares and marchaundiſes, that come to the good townes of Englande by lande or by water, in domage of our ſoueraine lorde the kynge and of his people, if thei be therof attainted at the ſuite of the kynge or of the partie, before maire, bailyffe, or iuſtices therto aſſigned, or els where in the kynges courte, and if thei be attainted at the kynges ſuite by enditement, or in other maner, the thinges forſtalled ſhall be forfaite to the kynge, if the byer therof hath made gree to the ſeller. And if he hath not made gree of all, but by arreſt, the byer ſhall incurre the forfaiture of as muche as the forſtalled goodes forfaite do amounte to, after the valure as he boughte them, if he haue wherof. And if he haue not wherof, than he ſhall haue two yeres impriſonmente and more at the kynges wyll, without beinge let to mainprile or deliuered in other maner. And if he be attainted at the ſuite of the partie, the partie ſhall haue the one halfe of ſuche thinges forſtalled and forfaite, or the pryce, of the kynges giſte, and the kynge the other halfe.

Cap. iii.

Forſtallers.

¶Item where as the comon paſſage of botes and ſhippes in the great riuers of Englande be often tymes anoied by the inhaunccing of milles, weares, ſtankes, and kidels in great domage of the people: It is accorded and eſtabliſſhed, that all ſuche milles, weares, ſtankes, ſtakes, and kydels, whiche be leuied and ſet vp in the tyme of kynge Edwarde the kynges graundfather and after, wherby the ſaid ſhippes and botes be diſtourbed, that thei maie not paſſe in ſuch ryners as thei were wonte, ſhal be out and pulled downe without being releuyed. And therupon writtes ſhall be ſente to the ſhiriffes of the places where nede ſhall be, to ſurueie and enquire, and to doe therof execution. And alſo the iuſtices ſhall be therupon aſſigned at all tymes that ſhall be nedefull.

Cap. iiii.

Milles. Weares.

Shiriffes.

Here begynneth the ſtatute of purueiours, made at weſtminſter the ſaide. xxv. yere of kynge Edwarde the thirde.

AT the parlyament ſomoned at weſtminſter in the ſeaſte of ſainte Hillary, the yere of the reigne of our ſouerain lorde the king Edwarde the third after the conqueſt of Englande, the. xxv. and of Fraunce the. xii. Our ſoueraine lorde the kynge by the aſſente of the prelates, erles, barons, and all the comunaltee of his realme of Englande, ſomoned to the ſaid parlyament, to the honour of god and holy churche, and in amendment of his ſaid realme, hath ordeined and ſtabliſſhed the thinges vnderwritten.

Cap.i. Takers. Purueiours.

FIrſt for as muche as great and outrageous damage and greuaunce hath bene done to the people by the takers or purueiours of vitaſles for the houſes of our ſouerain lorde the king the queene, and their children: It is accorded and aſſented in the ſaide parlyament, that the takers of corne for the ſaide howſes, ſhall take the ſame by meaſure ſtriked, accordinge as is vſed throughe the lande. And that ſuche corne, heie, litture, beſtaile, and other vitaiſes, and thinges, whiche ſhall be taken for the ſaide houſes, ſhall be taken by the very valure, by the conſtable and other good people of the townes where ſuche takynge ſhall be made, without that that the praiſours by manace or dures ſhall be driuen to ſet any other price than their othe will, and as comonly renneth in the nerte markettes. And that betwixte the purueiours and them, whoſe goodes ſhall be taken, in the preſence of the conſtables and preſſours, tailes be made incontinently, without that that the people, whoſe goodes ſhall be taken, ſhall be drawen or trauailed els where, and the ſame tailes ſealed with the ſeales of the takers of the thinges ſo taken, by whiche tailes gree ſhall be made to them whoſe goodes ſhall be ſo taken. And if any purueiour or taker for the ſaide howſes do in any other maner, he ſhal be maintenant arreſted by the towne where the takinge ſhall be made, and brought to the nerte gaoile, and if he bee therof attainted, it ſhall be done of him as of a theefe, if the quantitee of the goodes the ſame require, accordinge as in a ſtatute made in the tyme of our ſoueraine lorde the kynge that nowe is the. v. yere of his reigne, and in an other ſtatute made in the tyme of the kynges graundfather vpon ſuche takinges, is conteined at the full. And that from henſeforthe in the commiſſions of ſuche takers and purueiours, the intente and peine ymitted in this ſtatute, ſhall be conteined. And that no commiſſion be made, but onely vnder the kinges great ſeale or priuy ſeale. For no man be bounde to obeie any ſuch commiſſions, other in other maner than is aforeſaid. And that the ſame ſtatute take place in all pointes againſt euery taker and purueiour of euery maner of vitaile in euery parte of the realme, of what condicion ſo euer he be.

Conſtable. Seale.

Cap.ii. Treſons in diuers caſes.

ITem where as diuers opinions haue bene before this time, in what caſe treaſon ſhall be ſaide, and in what not: The kyng, at the requeſte of the lordes and of the comons, hath made a declaracion in the maner as hereafter foloweth. That is to ſaie, whan a man doth compaſſe or imagine the deathe of our ſoueraine lorde the kynge, or of my ladie his queene, or of their eldeſte ſonne and heire: or if a man doth violate the kynges companion, or the kynges eldeſte doughter vnmaried or the wyfe of the kynges eldeſte ſonne and heire: or if a man do leuie warre againſte our ſoueraine lorde the kynge in his realme, or be adherent to the kynges enemies in his realme, geuinge to them aide and comforte in the realme or els where, and therof be probably attainted of open dede by people of their condicion. And if a man counterfeite the kynges great or priuy ſeale, or his money: and if a man bringe falſe money into this realme, counterfeite to the money of Englande as the money called Lubbourgh, or other lyke to the ſaide money of Englande, knowinge the money to be falſe, to marchandiſe or make paiment, in diſceite of our ſaide ſoueraine lorde the kinge and of his people: And if a man ſlea the chaunceilour, treſourer, or the kynges iuſtices of the one benche or the other, Juſtices in Eire, or iuges of aſſiſe, and all other iuſtices aſſigned to here and determine, being in their places doing their offices. And it is to vnderſtande, that in the caſes aboue reherſed it ought to be iudged treaſon, whiche extendeth to our ſoueraine lorde the kinge and his roiall maieſtie. And of ſuch

treaſon

treason the forfaiture of the eschetes perteineth to our soueraine lorde, as well of the landes and tenementes holden of other, as of him selfe. And moreouer there is an other maner of treason, that is to saie, whan a seruaunt sleeth his maister, or a wyfe her husbande, or whan a man seculer or religious sleeth his prelate, to whom he oweth faithe and obedience. And of suche treason the eschetes ought to perteine to euery lorde of his owne fee. And because that many other lyke cases of treason maie happen in time to come, whiche a man can not thinke nor declare at this present tyme. It is accorded, that if any other case suppoled treason, whiche is not aboue specified, doth happen before any iustices, the iustices shall tary without goinge to iudgement of the treason, till the case be shewed and declared before the kynge and his parlyament, whether it ought to be iudged treason or felonie. And if perchase any man of this realme ryde armed couertly or secretly with men of armes againste any other, to slea him or robbe him, or to take him, or retenue till he hath made fyne or raunsome, or to haue his delyueraunce, it is not the mynde of the kynge nor his counsaile, that in suche case it shall be iudged treason, but shall be iudged felony or trespas accordinge to the lawes of the lande of olde tyme vsed, and accordinge as the case requireth. And if in suche case or other lyke, before this tyme any Iustices haue iudged treason, and for this cause the landes and tenementes haue comen into the kynges handes as forfaite, the chiefe lordes of the fee shall haue the eschetes of the tenementes holden of them, whether that the same tenementes bee in the kynges handes or in others, by gifte or in other maner. Sauinge alwaies to our soueraine lorde the kynge the yere and the waste, and the forfaitures of catals, whiche appertaine to him in the cases aboue named. And that writtes of Scire facias be graunted in suche case againſt the landetenauntes without other originall, and without allowinge any protection in the saide suite. And that of the landes whiche be in the kynges handes, writtes be graunted to the shiriffes of the counties, where the landes be, to set them out of the kynges handes without other delate.

Eſcheted.

Felonie.
Treſpas.

Cap. iii.
Enditour.

¶ Item it is accorded, that no enditour be put in enquestes vpon the delyueraunces of the enditees of felonies or trespas, if he be chalenged for the same cause by him whiche is so endited.

Cap. iiii.
Attachement, Petition.

¶ Item where as it is contein'd in the great charter of the fraunchiles of England, that none shall be imprisoned nor out of his freholde, nor of his fraunchises nor free custome, but it be by the lawe of the lande: It is accorded, assented, and stablisshed, that from henseforth none shall be taken by petition or suggestion made to our soueraine lorde the kinge or to his counsaile, onles it be by enditement or presentment of his good and lawfull neibours where suche dedes be done, in due maner or by proces made by writte original at the comon lawe. Nor that none be out of his fraunchiles, nor of his freholdes, onles he be duely broughte in answere and forjudged of the same by waie of lawe. And if any thinge be done againſt the same, it shall be redressed and holden for none.

Cap. v.
Executours of executours.

¶ Item it is accorded and stablisshed, that executours of executours shall haue actions of dettes, accomptes, and of goodes caried awaie of the firste testatours, and execution of statutes marchauntes and recognisaunces made in courte of recorde to the firste testatour, in the same maner as the first testatour shulde haue, if he were in lyfe, as wel of accaion of the time past, as of the time to come, in all cases, where judgemente is not yet geuen betwixte suche executours: But that the judgementes geuen to the contrary in tymes passe shall stande in their forze. And that the same executours of executours shall answere to other of as muche as thei haue recouered of the goodes of the firste testatours, as the firste executours, should do, if thei were in full lyfe.

Cap. vi.
Taker. Wood. Timber.

¶ Item it is accorded and stablisshed, that no taker of wood nor of timber to the kynges vse for worke, nor for to make other thinge, shall cutte or casse downe the trees of any man growing aboute or within his house. And if any do to the contrary, he shall make gree to the partie of his treble damage and to haue one yeres prison and to be forjudged of his office.

Cap. vii.
Forester.

¶ Item it is accorded and stablisshed, that no forester nor keper of forestе or chace nor none other

ther mynister, shal make or gather sustenaunce nor none other gatheringe of vitailles nor other thinge, by colour of their office, againste any mannes will within their bailywike nor without, but that that is due of olde right.

Cap. viii. Men of armes.

¶Item it is accorded and assented, that no man shalbe constrained to syn de men of armes, hobelers, nor archers, other than those whiche holde by suche seruices, if it be not by comon assente and graunte made in the parlyament.

Cap. ix. Auncell weight.

¶Item where as great domage and diseeite is done to the people, by that that diuers marchaumtes vse to vie and weie woolles and other marchaundises by a weight, whiche is called Auncell: It is accorded and stablisshed, that this weighte called auncell, betwixte byers and sellers, shall be wholly put out. And that euery sale and byynge be by the balance, so that the the balance be euen and the woolles and other marchandises euenly weied by right weightes, so that the sacke of woolle weie no more but. xxvi. stones, and euery stone to weie. xiiii. li. And that the beame of the balance do not bowe more to the one parte than to the other. And that the weight be accordinge to the standarde of the eschequer. And if any vier do the contrarie, he shal be greuously punisshed, as well at the suite of the partie, as at the kynges suite. Sacke of woolle.

Cap. x. Measures. Purueiours. Fraunchises.

¶Item where as it is conteined in the great charter, that one measure shall bee throughout Englande, whiche charter hath not bene well kepte and holden in this pointe in tymes paste: It is accorded and assented, that all the measures, that is to sai, bussheil, halfe bussheil, perke, galone, potell, and quarte through Englande, within fraunchises and without, shall be accordinge to the kynges standerde. And the quarter shall conteine. viii. bussheis by the standerde and no more. And euery measure of corne shall be striked without hepe, sauinge the rentes and fermes of lordes, whiche shall be measured by such measures as thei were wonte in times paste. And the purueiours of the kynge, of the queene, and all other shall make their purueiaunces by the same measures, striked in the same maner, and at all tymes that shall be nedefull. And our souerainе lorde the kynge shall assigne certaine Justices in euery countie to enquire, here and determine, vpon the poinctes aforesaide, and vpon the same to doe punishment accordinge to the trespas, as well at the parties suite as at the kinges. So alwaies that all maner of fraunchises be saued to the lordes in all pointes without blemishe to be made in any maner.

Cap. xi. Aide.

¶Item it is assented, that reasonable aide to make the kynges eldest sonne knight, and to mary his eldeste doughter, shall be demaunded and leuied after the fourme of the statute therof made, and not in other maner, that is to sai, of euery fee holden of the kynge without meane. xx. s. and no more, and of euery. xx. li. of lande holden of the kynge without meane in socage xx. s. and no more.

Cap. xii. Exchanges. Exchangeours.

¶Item it is accorded, that it shall be laufull for euery man to exchange golde for siluer, or siluer for golde, or for golde and siluer, so that no man holde the same as exchanged, nor take no profite for makinge suche exchaunge, vpon peine of forfaiture of the moneie so exchaunged, except the kynges exchangeours, whiche take profite of suche exchange, accordinge to the ordinaunce before made.

Cap. xiii. Money.

¶Item it is accorded, that the money of golde and siluer, whiche nowe remeth, shall not be impaired in weight nor in allaie, but as soone as a good waie maie be founde, that the same be put in auncient estate, as in the sterlinge.

Cap. xiiii. Felonie. Capias. Shiriffe.

¶Item it is accorded, that after any man be endited of felonie before the Justices in their sessions to here and determine, it shall bee commaunded to the shirike, to attache his bodie by writte or by precepte whiche is called a Capias, and if the shiriffe retourne in the saide writ or precepte that the bodie is not founde, an other writte or precepte of Capias shal be incontinently made, returnable at. iii. wekes after, and in the same writte or precepte it shall be compriſed, that the shiriffe shall do to be seised his catalles, and saufely to kepe them till the daie of the writ or precepte retourned. And if the shiriffe retourne, that the bodie is not founde, and the

endites

endkee cometh not, the erigende shall be awarded, and the catalles shall be forfaite, as the law of the crowne demaundeth. But if he come and yelde him, or be taken by the shirisse, or by other minister, before the retourne of the seconde Capias, than the goodes and catalles shall be saued.

Cap. xv. Takers of Weps Purueiours.

Item for as muche as the takers and byers of the kynges prises, doe take sheepe from the people betwirte Ester and the feaste of sainte John baptiste with their woolles, and preise the same at a small price, and after sende them to their owne howses, and do them to be shorne to their owne profite, in disceite of the kynge, and great oppression of the people: It is accorded, that no suche taker purueiour nor byer shall take any sheepe before the tyme of the shearynge but as muche as mais reasonably suffise tyll the time of shearinge. And after that tyme thei shall take as many sheepe shorne, and not other, that mais reasonably suffise them for the time to come. And if any taker, purueiour, or byer of the realme, doe againste the same, and be therof attainted at the suite of the kynge or of the partie, it shall be done of him as a theefe or a robber. And the peine shall be conteined in euery commission of suche purueiours.

Cap. xvi. Nontenure.

Item it is accorded, that by the exception of Nontenure of parcell, no writte shall be abated, but for quantitee of the Nontenure whiche is alleged.

Cap. xvii. Prooesse.

Item it is accorded, that suche proceste shall be made in a writte of dette and detinue of catalles, and takinge of beastes by writ of Capias, and by proceste of exigende, by the shirisses retourne, as is vsed in a writ of accompte.

Cap. xviii. Villenage. Villaines.

Item it is ordeined and assented, that notwithstandinge adiournemente made in Eyre by writ of Libertate probanda purchased in fauour of villaines to delate the lorde of their actions of suche villaines, the same lordes shall be receiued to allege the exception of villenage againste their villaines in all writtes, whether that the saide writtes of Libertate probanda were purchased by disceite or in other maner. And that the lordes mais cease the bodies of their villaines, as well as thei might before that the writtes of Libertate probanda were ordeined or purchased.

Cap. xix. Protections. Dette.

Item for as muche as our soueraine lorde the kynge hath made before this tyme diuers protections to diuers people, whiche were bounden to him in any maner of dette, that thei shulde not be impleded of the dettes whiche thei owed to other, till thei had made gree to our soueraine lorde the kynge, of that that to him was due by them, by reason of his prerogatiue, and so duringe suche protections, no man durste implede suche dettours: It is accorded and assented, that notwithstandinge suche protections, the parties whiche haue actions to their dettours, shall be answered in the kynges courte by their dettours. And if iudgement be therupon geuen for the plaintiffe or demaundaunt the execution of the same iudgement shalbe put in suspence tyll gree be made to the kynge of his dette. And if the creansours will vndertake for the kynges dette, thei shall be therto receiued. And further thei shall haue execution againste the dettours of the dette due to them, and also shall recouer against them as much as thei shal paie to the kynge for them.

Cap. xx. Moneiours. Money.

Item it is accorded and assented, that the moneiours and other wardeines and ministers of the monete, shall receiue plate of golde and syluer by the weighte. And in the same maner shall delyuer the monete whan it shall be made by weighte, and not by numbre, without any tarynge.

Cap. xxi.

Item where as before this tyme the kynges buttillers and their deputies, were wonte to take and daily do take muche more wyne by colour of their office, to the kynges vse, than thei shall nede, wherof the worste thei delyuer to the kynges vse, and the beste in great numbre thei reteine to them selfe, to sell and make therof their profite, and sometime thei releffe to marchauntes that that thei haue taken of them for fynes and giftes, whiche thei take of the same marchauntes by extorcion, to the great domage and impouerisshment of the saide marchauntes; It is accorded, that the stewarde of the kynges house, and treasourer of the warderobe,

shall

shall sende to all the portes of Englande, where wynes be to be taken to the kynges vse, the
Mayres. certaine numbre, whiche the buttiller shall take in euery parte, so that nothinge be taken ouer
Bayliffes. this number. And that the maire and bailyffes of the saide portes, certifie the saide stewarde and treasorer of the number of all the tonnes so taken by the buttiller or his lieutenaunt, vnder the seale of the saide maire and bailyffes by indentures made betwixte them and the takers of the saide wynes. And in case that it be founde, that the buttiller or his lieutenant, take more
Takers. or take rewarde of any, or delay any by any colour of his office as by arrest, he shall make gre to the partie of the double, and shall be out of his office, and shall haue imprisonment, and also be raunsomed at the kynges wyll. And the kynge shall assigne his iustices, whan shall please him, to enquire vpon these thinges. And the buttiller shall answere as well for his deputies as for him selfe, where thei be not sufficient.

Cap. xxii. ¶Item because that some do purchase in the courte of Rome prouisions, to haue abbeies and
Prouisyons. priories in Englande, in distruction of the realme, and holy religion: It is accorded, that euery man that purchaseth suche prouisions of abbeies or priories, that he and his executours and
Prouisours. procuratours, whiche doe sue and make execution of suche prouisions, shall bee out of the kynges protection. And that a man maie doe with them, as of enemies of our soueraigne lorde the kyng and his realme. And he that offendeth against such prouisours in bodie or in goodes, or in other possessions, shall be excused against all people, and shall neuer be impeched nor greued for the same at any mannes sute.

Cap. xxiii. ¶Item where as muche people of the realme, which haue made contractes with Lombardes
Lombardes. that be named of the companies dwellinge in the same realme, whiche Lombardes after that that thei haue made their obligations to their creansours, haue sodainly escaped out of the realme without agrement made to their creansours, in diseite and great domage of the people: It is accorded and assented, that if any marchaunt of the companie, knowlage him selfe bounde by the maner, that the companie, shal answere of the det. So that an other marchant, whiche is not of the companie, shall not be therby greued nor impeched.

¶Here beginneth the statute of prouisours of benefices made at Westminster the saide. xxv. yere.

WHere as late in the parlyament of good memory of Edwarde kinge of Englande, graundfather of our soueraine lorde the kynge that nowe is, the xvi. yere of his reigne, holden at Kaerlyle, the peticioun herde, put before the said graundfather and his counsaile by the communaltee of his said realme, conteined, that where as the holy churche of Englande was founded in the estate of prelacie within the realme of Englande by the saide graundfather and his progenitours, and the erles, barons, and other nobles of his saide realme and their auncestors, for them to enfourme the people of the lawe of god and for to make hospitalities almes and other workes of charitee in the places where the churches were founded, for the soules of the founders, their heires, and of all christen, and certaine possessions as muche in fees, landes, rentes, as in aduousons, whiche do extende to a great valure, were assigned by the saide founders to the prelates and other people of the holy church of the saide realme, to susteine the same charge, and especially of the possessions whiche were assigned to archebishops, bishops, abbottes, priours, religious and all other people of holy churche, by the kynges of the saide realme, erles, barons, and other great men of his realme, the same kynges, erles, barons, and other nobles, as lordes aduowees, haue had and ought to haue the custodie of suche voidaunces and the presentmentes and the collacions of the benefices beinge of suche prelacies. And the saide kynges in times passe were wonte to haue the greattest parte of their counsaile, for the safegarde of the realme whan thei had nede, of suche prelates and clerkes so aduaunced: the bishop of Roome, vsurpinge the seigniories of suche prelates and clerkes so aduaunced
Prouisours.

nounced: The bysshop of Rome, usurping the seignories of such possessions and benefices, doth geue and graunte the same benefices to aliens, whiche did neuer dwell in England and to cardinals, whiche might not dwell here, and to other as well aliens as denizens, as if he had ben patrone, or aduowee of the saide dignities and benefices as he was not of ryghte, after the lawe of Englande, whereby if thei shoulde bee suffred, there shoulde vneth bee any benefyce within a shorte tyme in the sayde realme, but that it shoulde bee in the handes of aliens and denizennes by vertue of suche prouisions, againste the good will and disposicion of the founders of the same benefices, And so the elections of archbisshops bisshops, and other religious shuld faile, and the almes, hospitals, and other workes of charitie, which shuld be done in the saide places, shuld be withdrawen, the saide graundfather and other lay patrons, in the tyme of suche voydances shuld lose their presentmentes, the saide councell should perysh, and goodes without numbre shuld be caried out of the realme, in adnullacion of the estate of the holy churche of England, and disherison of the saide graundfather, & the erles, barons, & other nobles of the sayde realme, & in offence and distruccion of the lawes and rightes of his realme, & againste the good disposicion and wyll of the first founders: By the assente of the erles, barons and other nobles, and of al the saide cominaltie, at their instances and requestes, the domage and greuances aforesaide considered, in the saide full parlyament it was ordeyned, that the saide oppressions, grenances, and domage in the same realme from henseforth should not be suffred in any maner. And now it is shewed to our soueraine lorde the kynge in this present parlyament holden at westminster, at the vtas of the purification of our ladye the. xxv. yere of his reigne of Englande, and of Fraunce the. xii. by the grieuous complaintes of al the commons of his realme, that the greuances and mischieues aforesaide doe daply habounde, to more greatter damage and destruction of all his realme, more than euer were before. s. that now late the bisshop of Rome, by procurement of clerkes and otherwise, hath reserued and doth daply reserue to his collacion generally and especially, as wel archbisshopriches, abbeies, and priories, as all other dignities and other benefices in Englande, whiche be of the aduowry of people of holy churche, and geue the same as well to alyens as to denyzens, and taketh of all suche benefices the first fruites, and many other profites and a great parte of the treasure of the realme is caried away and dispended out of the realme, by the purchasours of suche graces, and also by such playn reseruacions many clerkes auaunced in this realme, by their true patrones, which haue peacibly holden their auancementes by longe tyme, be sodenly out: wherupon the saide comons haue prayed our sayde soueraine lorde the kynge, that sith the right of the crowne of Englande, and the lawe of the saide realme is suche, that vppon the mischiues and domage, which happeneth to his relme, he ought and is bounden of the accorde of his sayde people in his parlyament therof to make remedy, and law in voiding the mischieues and domage, which therof cometh, that it may please hym therupon to ordeyne remedy: Our soueraine lorde the kynge, seyng the mischieues and domage before named, and hauynge regarde to the sayde statute, made in the time of his saide graundfather, and to the causes conteined in the same, which statute holdeth alwayes his force, and was neuer defeated nor annulled in any pointe, and by so much he is bounden by his oth to do the same to be kepte as the law of his relme, though that by sufferance and negligence it hath bens sithens attempted to the contrary, & also hauyng regarde to the greuous complayntes made to hym by his people in diuers his parliamentes holden heretofore, wylling to ordeine remedy for the great damage and mischieues, whiche haue happened and daily do happen to the church of Englande by the sayde cause: By the assent of all the great men and the communaltie of his said realme, to the honour of god and profite of the sayde churche of Englande, and of all his realme, hath ordeined and stablished, that the free elections of archbishops, bishops & al other dignities and benefices electife in Englande, shall holde from henseforth in the maner as thei were

graunted

graunted by the kynges progenitours, and founded by the auncesters of other lordes. And
Aduowsō. that all prelates and other people of holy churche, whiche haue aduousons of any benefi-
Collation ces of the kynges gifte, or of any of his progenitours, or of other lordes and donours, to do
dyuine seruices and other charges therof ordeined, shal haue their collations and presente-
mentes frely in the maner as they were enfeoffed by theyr donours. And in case that re-
seruation, collation, or prouision be made by the courte of Rome of any archebishopriche,
Reseruas cion. bysshopriche, dignitie or other benefice, in disturbance of the elections, collations, or pre
sentations afore named, that at the tyme of the voidance that suche reseruations, colla-
cions, and prouisions, ought to take effect, our soueraine lorde the kynge his heyres shall
haue and enioie for the same tyme the collations to the archbishopriches and other dig-
Aduowyr. nities electife, whiche be of his auowry, such as his progenitours had before that free elec-
tion was graunted, sithens that the elections were first graunted by the kynges progeni-
tours vpon a certaine fourme and condition, as to demaunde licence of the king to choose,
and after the election to haue his roial assent, and not in other maner. whiche conditions
not kept, the kyng ought by reason to resorte to his first nature. And if any such reserua-
cion, prouision, or colacion be made of any house of religion of the kynges auowry, in distur
bance of the free election, our soueraine lorde the kynge and his heires shall haue for that
tyme the collacion to geue this dignitie to a conuenient person. And in case that collacio
on, reseruacion, or prouision be made to the courte of Rome of any churche, prebende, or
other benefices, whiche bee of the aduowrye of people of holy churche, whereof the kynge
is aduowee peramont immediat, that at the same tyme of the voydance, at whiche tyme
the collacion, reseruacion, or prouision ought to take effecte as afore is saide, the kynge
and his heires therof haue the presentment or collacion for that tyme. And so fro tyme to
Prouisi ons. tyme when so euer such people of holy church shalbe disturbed of their presentmentes or
collations by such reseruacions, colacions, or prouisions, as afore is said: Sauing to them
Aduowes. the right of their aduousons and their presentmentes, whan no collacion or prouision of
the courte of Rome is therof made, where that the saide people of holy church shall or wil
to the same benefices present or make collacion. And that their presentees maye enioie
the effecte of their collacions or presentmentes. And in the same maner euery other lorde,
of what condicion that he be, shal haue the collacions or presentmentes to the houses of re-
ligion, which be of his aduowry and other benefices of holy churche, whiche be perteinyng
to the same houses. And if such aduowees do not present to such benefices within the halfe
yere after such voidances, nor the bishop of the places do not geue the same by lapse of time
withi a moneth after halfe a yere: ẏ than the king shal haue therof the presentmẽtes or colla
Presentes. cions, as he hath of other of his own aduowry. And in case ẏ the presentees of the kynge, or
the presẽtees of other patrõs of holy church, or of their aduowees or thei to whõ the king or
such patrõs or auowees afore saide haue geue benefices, perteining to their presentment, or
collatiõs, be disturbed by such prouisors, so ẏ thei may not haue possessiõ of such benefices
by vertu of the presentmẽtes or colacion so to thẽ made, or that thei which be in possessiõ of
suche benefices, be impeched vpon their saide possessions by such prouisours, than the saide
prouisours, their procuratours, executours, and notaries shalbe attached by their bodye,
and brought in to answere. And if thei be conuicte thei shal abyde in prison without being
let to mainprise or baile, or otherwise deliuered, tyll that thei haue made fyne and raun-
some to the kynge at his wyll, and gree to the partie that shall fele him selfe greued. And
neuertheles before that thei be deliuered, they shal make full renunciation, and fynde suf-
ficient suretie, that they shall not attempte suche thynges in times to come, nor sue no pro-
ces by them nor by other against any man in the court of Rome, nor in no parte els where,
for any such imprisonmentes or renunciations, nor any other thynge depending of them.
And in case that suche prouisours, procuratours, executours, and notaries be not founde,
that the Regende shall ren agaynste them by due proces, and that writtes shall goe forth

to

to take their bodies in what partes that thei be found, as well at the kynges ſute as at the ſute of the partie. And that in the meane time the kyng haue the profites of ſuche benefices ſo occupied by ſuche prouiſours, except abbeyes, priories, and other houſes, whiche haue colleges or couentes. And in ſuche houſes the colleges and couentes ſhal haue the profittes. Sauinge alwaies to our ſoueraigne lorde the kynge, and to all other lordes, their olde right. And this ſtatute ſhall haue place aſwel of reſeruacions, collacions, and prouiſions made and graunted in times paſt againſt al them, which haue not yet obteined corporall poſſeſſions of the benefices graunted to them by the ſame reſeruacions, collacions, and prouiſions, as agaynſt all other in tyme to come. And this ſtatute oweth to holde place and to begyn at the ſaide dtas.

Here beginneth the ſtatute of the fourme of leueiyng of the.xv. made the ſame. xvi. yere.

Where as our ſoueraigne lorde the kynge, the prelates, erles, barons, and other people aſſembled at his parliament, holden at weſtminſter in the feaſt of ſainct Hillary, the yere of the reigne of our ſaide ſoueraine lorde the kynge of Engla the xvi. and of Frauncethe xii. hath graunted to the commons of the realme of Englande, in aide of the diſme and quinzime, which the ſaid comons haue graunted to our ſouerain lorde the kynge, for the ſpede of his warres of fraunce, and defence of his realme of Englande, for. iii. yeres nexte enſuinge, all the fines, iſſues, forfeites, amerciamentes, and all other profittes, whiche hee or ſhall bee leueied or taken of labourers, artificers, regratours, vitailours, hoſtelers, and all maner of woorkemen, and of ſeruauntes in all pointes fully as is conteined in the ſtatute thereof made at the laſte parlyamente, holden at weſtminſter at the dtas of Candelmas, the yere aforeſaide, from the feaſt of Eaſter laſt paſt, tyll the laſt terme of the parlyament of the diſmes and quinzime aforeſaid. And further if any thing be behinde of the ſaid fines, amerciamentes, and other profittes aforeſaid, of the making of the ſaid ſtatute, that is not paied to the comons in aide of their diſme and quinzime, renning before this time, in ſomons wherof the kyng is not anſwered, that than the ſaid comons ſhal haue that that is behinde in aide of their diſme & quinzime triennall graunted at this parliament. And the ſaid comõs praien our ſoueraine lord the king and the great men, that cõmiſſions of labourers be made to certaine people in euery county, named by the ſaid comons in this parliament, to enquire and do right according to the ſaid ſtatute. And that the ſame iuſtices take reaſonable wages euery one after his eſtate, of the iſſues and profites riſing of their ſeſſions. And that the Juſtices do to bee deliuered their eſtretes to the collectours of the ſaid diſme & quinzim, in the cõties where thei ſhal be by indẽture. And ỳ the eſtretes therof deliuered at the eſchequer, ſhalbe deliuered to the ſaid Juſtices: & that thei do the ſame to be deliuerd out of their cuſtody to ỳ ſaid collectors. And the ſame Juſtices before their riſing in euery ſeſſiõs ſhal do to be aſſered the amerciamẽtes as perteineth. And whan thei ſhalbe aſſered, al the eſtretes & al the profites of their ſeſſiõs, at the ende of euery ſeſſiõs, ſhalbe put in a certaine ſum, in the preſẽce of the ſaid Juſtices & collectours, and of the knightes & ſerieantes of the beſt of the countrey. And be it appoꝛcioned of the ſame ſum by the othes of good and laufull knightes, & other of euery hundred in the forme as hereafter foloweth, that is to ſay, of euery hundred there ſhall be certen people choſen before the ſame Juſtices, as many as ſhal nede, ſworne to ſhew & to ſaye of euery towne of the hundred, and of euery hamel, the waſtes, miſchiefes & impouerifhmentes of the ſame, as wel of franchiſes as wont, without conciling or fauoring any man. And the ſum whan it ſhall be ſo put in certeine, ſhall be appoꝛcioned at the ende of euery ſeſſions betwixte the ſaide townes and hamlets, by the aduiſe of the ſaid Juſtices, and by the othe of the collectours and other aboue named, according to the eſtate of the ſaid townes and hamlets and their miſchief, and according as their neceſſitie demaundeth. So that to euery towne and hamlet the portion ſhalbe allotted & and put in certen, and the cauſe

of the same before the saide Justices, and put in their records recouped in parte of payment of the olde tare of the said townes and hamelettes. And that the remenaunte of the sayde tare, of the sayde towne and hamelettes, bee leuied by the saide collectours, beside the estretes deliuered to them by the sayde Justices, according to the sayd apportioning and no more vpon peyne to lose the treble to the parties, of whō the thynges shall be leueyed, and whiche therof releth them greued, and to be raunsomed at the kynges will. And that the saide Justices haue power to here and determine as well at the suite of the party as at the kynges suite, of the collectours, vndercollectours, tarours, and all other ministers, and all other which shall do or come against the saide ordinances, and to make therupon redy punishment. And that all the profites ryssynge of such punishmentes in any maner, whiche shall be iudged before the saide Justices, of such labourers, workmen, and artificers, or because of them, shalbe in aide of the comons, for to here the charge of theyr disme and quizime aforesaide. And that it be conteined in the commissions therof made, that all ministers of lordes of fraunchises and theyr bailyffes, shalbe attendant to the said Justices vpon a greuous peine. To which thinges aforesayde: Our said soueraine lorde the king, and the prelates, erles, barons, and other great men, being in the said parlyament, haue fully geuen their assent. So alwaies that by occasion of any point aforesayd, the leuieng nor the payment of the said disme and quinzime triennall, shall in no wyse be delaied at any of the termes aforesaide.

Here beginneth the statute of prouisours made at westminster the. xxvii. yere of kyng Edwarde the thirde.

OUr soueraine lorde the kyng, by the assent and praier of great men and the comons of his realme of Englande, at his great councel holden at westminster, the monday next after the feaste of saint Mathew the apostle, the. xxvii. yere of his reigne of England, and of Fraunce the. xiiii. in amendemente of his said realme, and mantenance of the lawes and vsages, hath ordeined and stablissed these thinges vnderwritten.

Cap. i. FIrst because that it is shewed to our soueraine lorde the king, by the greuous and clamorous complaintes of the great men and comons aforesaid, how that diuers of the people be and haue ben drawen out of the realme to answere of thynges, whereof the

Conisāce, Courte, conisaunce perteineth to the kynges courte: And also that the iudgementes geuen in the same courte be impeched in an other courte, in preiudice and disherison of our soueraine lorde the kynge, and of his crowne, and of all the people of his saide realme and in the vndoyng and destruction of the comon law of the same realme at all tymes vsed. Wherupō good deliberation had with the great men and other of his saide councel, it is assented and accorded by our soueraine lorde the kyng, and the great men and comons aforesaide, that

Prouisors. all the people of the kynges liegeance, of what condition that they be, which draweth any out of the realme in plea, wherof the conisance perteineth to the kinges courte, or of thinges wherof iudgementes be geuen in the kynges courte, or which do sue in an other court to defete or impeche the iudgementes geuen in the kynges courte, shall haue day, conteiny ng the space of. ii. monethes, by warnyng to be made to them in the place where the possessions be, whiche be in debate, or els where, where they haue landes or other possessions, by the shiriffes or other the kynges ministers, to be before the kynge and his counsell, or in his chauncery, or before the kynges Justices in his places of the one benche or the other, or before other the kynges Justices, which to the same shalbe deputed, to answere in their propre persons to the kyng of the contempte done in this behalfe. And if thei come not at the sayd date in their propre person to be at the law, they, their procuratours, attourneies,

Protectiō executours, notaries, and mainteinours shall from this day forth be put out of the kinges protection, and their landes, goodes, & cattals forfeit to the kyng. And their bodies, where so euer thei may founde shalbe taken and imprisoned, and raunsomed at the kynges will.

And

and vpon the same a writ shal be made to take them by their bodies, and to seaze their landes, goodes and possessions into the kynges handes. And if it be returned, that they be not founde, they shall be put in exigende and outlawed.

¶ Prouided alwaies, that at what time thei come before that thei be outlawed, & will yelde them to the kinges prison, to be iustified by the law, & to receiue that that the court shall awarde in this behalfe, that thei shalbe therto receiued. The forfeiture of the landes, goodes, and catals abiding in their force, if thei do not yelde them within the saide two monethes, as afore is saide.

¶ Item because our soueraine lorde the kynge hath often graunted charters of pardon of felonies, by feined and vntrue suggestions of diuers people, wherof much euil hath chaunced in tymes past, and for to eschew such euill: it is acorded and assented by our saide soueraine lord the kyng, and al his said counsell, that from hensforth in euery charter of pardon of felony, whiche shall be graunted at any mans suggestion, the saide suggestion, and the name of him that maketh the suggestion, shall be comprised in the same charter. And if afterwarde the same suggestion be founde vntrue, the charter shalbe disalowed and holden for none. And the Iustices, before whom such charters shalbe alleged, shall enquire of the same suggestion, and that as well of charters graunted before this time, as of charters which shalbe graunted in tyme to come. And if they finde them vntrue, than they shal disalowe the charters so alleged. And shall moreouer therof do as the law demaundeth. Cap. ii. Charter of pardon Suggestion.

¶ Item for the great and outrageous derth of vitailes, whiche hostelers, herbergers, and other regratours of vitailes make through the realme, to the great domage of the people passyng through the realme: It is acorded and stablished, that the iustices learned in the lawe, which be good and conuenient, shalbe newly chosen to enquyre of the dedes and outrages of such hostlers, regratours, laborers, and al other comprised in the statute an other tyme therof made, and them to punish, and moreouer to do right to the kyng and his people, sauing alwaies to euery lorde and other, their fraunchises in all poyntes. Cap. iii. Vitayle.

¶ Item where as the great men and the comons haue shewed to our soueraine lorde the kyng, how diuers marchantes, aswel forens as denizens, haue withdrawen them and yet do withdraw them, to come with clothes into Englande, to the great damage of the kynge and of all his people, because that the kynges aulnageour surmiseth to the marchauntes strangers, that their clothes be not of assise, that is to say, the coloured cloth of the length of .xxvi. yardes measured by the creast, and of the breed of .vi. quarters and an halfe. And the cloth of ray, of the length of .xxviii. yardes measured by the lyst, & of the breed of .vi. quarters, & the same arrest as forfet to our soueraine lord the king, & haue prayed our said soueraine lorde the kyng, that it may please him, to release & put out such forfeitures in ease of his people, for a conuenient recompence to be made to him. Of the other parte our soueraine lorde the kyng, vpon such condition hearing their supplicacion, hath released and excluded him of all the said forfeitures, and he wyl and graunteth for him and for his heires, that there shalbe no clothes forfeite, although thei be not of the same assise, but the kynges aulnageour shall measure the clothe and marke the same, by whiche marke a man maye knowe how much the cloth containeth. And of as muche as the cloth, whiche is bought for cloth of assise, shalbe founde to be lesse then the assise, alowance or abatement shalbe made to the byer in the paiment, which he shall make for the same cloth, after the quantite of the price for whiche the clothe was bought, and the aulnageour shall take for euery clothe so measured, which is of assise, that is to say, of the seller an halfepenny, and of halfe a clothe a farthyng, for his office and no more, nor they shall take nothinge of the clothes whiche be lesse than of the halfe clothe. And that he nothing medle of the aulnage of any cloth, but onely of clothes which be to be solde. And for so much as the saide lordes and commons haue graunted to the kynge a subsidie of euery cloth, which is to bee solde, to take of the Ca. iiii. Aulnageour. Aulnage.

ſeller ouer the cuſtomes therof due, that is to ſay, of euery cloth of the ſaide aſſiſe, wherin there is no graine. iiii. d. and of euery halfe ſuch cloth. ii. d. and of euery cloth of aſſiſe of ſcarlet. vi. d. and of euery halfe ſuch cloths iii. d. and of euery cloth of halfe graine of aſſiſe. d. d. and of euery halfe ſuch cloth. ii. d. ob. And that euery cloth paſſinge the halfe cloth of aſſiſe by. iii. yardes and more, which is no cloth whole of aſſiſe, and alſo of euery cloth paſſing the whol cloth by. iii. yerdes & more, it ſhalbe taken after the rate of the ſubſidie, which is to be paied for the whole cloth of the ſame ſorte. So alwaies, that of no cloth, which containeth not halfe a cloth, nor of clothes, which a mã maketh to his owne vſe to clothe himſelf his meiny, nor of cloth ſealed with the ſeale of the collectour of the ſayde ſubſidie, of which the ſame ſubſidie was ones paied by the ſeller, to whoſe handes ẏ ſuche clothes ſhal come afterwarde to ſell; or in other maner, nothinge of the ſaide ſubſidie ſhall be paied nor demaunded. And that ſuch maner of clothes, which be put to ſale before that thei be ſealed with the ſaide ſeale, ſhalbe forfeit to the kynge, and taken into his hande by the ſaide collectour or aulnageour, or by the deputie of one of them, or els by the baylliffes of the towne where ſuch cloth vendible not ſealed ſhalbe founde.

Seale.

Ca. v. ¶ Item it is aſſented and accorded that defence and proclamacions ſhall be made, that no engliſh marchaunt ſhall engroſſe nor forſtall wynes in Gaſcoyne, nor take them by waie of byeing of no Gaſcoyne, nor of other, for to pay in Englande, for any greatter ſum than wynes be comonly ſolde in gaſcoyne, becauſe of preſt in perill of the ſea, or by any other colour, vpon peyne of lyfe and membre, and of forfeyture of the wynes and of all their other goodes and catals to the kynge, and of forfeyture of all their landes and tenementes to the chiefe lordes. And the chiefe lordes ſhal haue a writ of eſchete in ſuch caſe.

Forſtallig of wynes.

Ca. vi. ¶ Item that al marchantes Gaſcoynes & other ſtraungers mai ſaufly bryng theyr wines into Englande, to what porte that ſhal pleaſe them and to do therof their profites So alwayes that the kinges buttyller may make purueiaſice of wynes of aliens when nede ſhal be, makyng paiment for the ſame wynes within. xl. daies, in the maner as hath ben vſed in olde tyme.

Buttiller. Wynes.

Ca. vii, ¶ Item that no Engliſhe marchant, nor none of his ſeruauntes, nor other for them, ſhall go in to Gaſcoyne, there to abyde, nor ſhall haue none other there dwellyng, to make bargayne or byeing of wynes by any colour, before the tyme of the vintage, that is to ſaye, before that common paſſage be made to ſeke wynes there. And that none bye nor bargaine by hym ſelfe, nor by other, any wynes but onely in the portes of Burdeaux and Bayon, vpon the peynes and forfayturs nerte aforeſaide. And if any be there founde doyng againſt the ſame, he ſhall be taken and arreſted by the ſtewarde of Gaſcoyne, or the conſtable of Burdeaux and thy body ſent into Englande to the toure of London. And that the ſame ſtewarde certify the kyng in his chauncery of the names of ſuch arreſted, and of their maiſters and felowes alſo with all the dede.

Marchãte engliſhe. Vintage. Burdeaux Bayon. Wynes.

Ca. viii ¶ Item it is accorded and ſtabliſhed, that all wynes red and whyte, whiche ſhall come into the ſayd realme, and into the landes of Wales and Irelande, to ſel, ſhalbe wel and laufully gauged by the kynges gaugeours, or them deputies. And if any doe ſet diſturbance or debate, and wyll not ſuffre the ſame to be gauged, he ſhall forfeit the ſaide wynes, and ſhalbe puniſhed by impriſonment, and raunſomed at the kynges wyll. And if defaute be founde in the gaugeour, that he or his deputie be not redie to do his office, when he ſhalbe required, or that he do fraude or deceipte, in doyng his office to the domage of the byer or of the ſeller: he ſhall pay to the partee greued his treble domages, and loſe his office, and be puniſhed by impriſonment, and raunſomed at the kinges wyl. And in caſe that leſſe be founde in the tonne or pype, than ought to be of ryght, after the aſſiſe of the tonne, the valour of as muche as ſhal lacke of ſuch tonne or pype, ſhall be allowed and deducted in the payment.

Wynes.

Gaugeour.

Here

Here begynneth the Statute of the staple made at Weſt-
minſter the ſaide. xviii. yere.

EDward by the grace of god. &c. to all our Iuſtices, mayres, bay-
lyffes, miniſters and other our faithfull people, to whom theſe
preſent letters ſhall come, greting. Where as good deliberacio had with the prelates, dukes, erles, barons, & great men of the counties, that is to ſay, of euery county one for all the coun-
ty, and of the commons of cities and burghes of our realme of Englande ſommoned to our great councel holden at Weſtminſter the monday next after the feaſt of ſaint Mathew the apoſtle, the. xviii. yere of our reigne of Englande, & of Fraunce the. xviii. for the damage which hath moſt lamely comen aſwel to vs and to the great men, as to our people of our realme of Englād and of our landes of Wales and Ireland, becauſe that the ſtaple of wolles, lether, wolfelles of our ſayd realme and landes hath ben holden out of our ſayd realme and landes. And alſo for the great profites wyche ſhuld come to the ſaide realme and landes if the ſtaple were holden with-
in the ſame and not elſwhere: to the honour of god & in eſſence of our re-
alme and landes aforeſayd, and for to eſchewe the perils that may happen of the contrary in time to come, by the counſaille and comon aſſente of the ſayde prelates, dukes, erles, barons, knightes, and commons aforeſayde, we haue ordeined and eſtabliſhed the thinges hereunderwritten.

Cap. i.

FIrſt that the ſtaple of wolles, lether, wolfelles and lead growyng and commyng forth within our ſaid realme and landes, ſhalbe perpetually holden at the places vnderwritten, that is to ſai, for England at Newcaſtell vpon Tyne, Yorke, Lincolne, Norwich, weſtminſter, Cauntorbury, Cyce-
ſter, winchester, Exeter and Briſtowe. For wales at Kaerwardyn, and for Irelande at Dyvelyn, waterforde, Corke and Drogheda, and not elſ-
where. And that all the ſayde woolles aforeſayde as new, wolfelles, lether and lead, which ſhalbe brought out of the ſaide realme and lande, ſhall be firſt brought to the ſayde ſtaples. And there the ſaid wull and lead betwix marchaunte and marchante, and marchant and others ſo lawfully weied by the ſtandard. And that euery ſacke and ſarpyr of the ſame wolles ſo wey-
ed, be ſealed vnder the ſeale of the meyre of the ſtaple. And that the wol-
les ſo weied and ſealed at the ſtaple of Yorke, Lincolne, Norwyche, weſt-
minſter, Cauntorbury and Winchester. And alſo lether, wolfelles and lead whiche ſhall come there. The cuſtomes of the ſtaple therof payed, ſhall be witneſſed by bylles ſealed with the ſeale of the maire of the ſtaple, & brought to the townes vnderwritten, that is to ſay, from Yorke to Hull, from Lyn-
colne to ſaynt Botolfe, to Norwich to great Yermouth, from weſtminſter to London, from Cauntorbury to Sandwich, from winchester to South-
hampton. And there the ſaid wolles and leades ſhalbe an other time weied by our cuſtomers aſſigned in the ſame parties. And all the woolles and lead brought to the ſeuerall portes of Newcaſtell, Chicheſter, Exceter, Briſtow, Kermerdyn, Dyvelin, waterforde, Corke and Drogheda, where the other ſtaples be holden, ſhalbe but ones weied by the ſtandard betwix marchāt

and marchant, & marchaunt and other in presence of our customers there. And an indenture shalbe made betwixt the maire of the staple being in the porte of the sea and our customers there of al the wolles and lead so weied and also of all the lether and wolfelles whiche shall come to the said staple to passe ouer, and the same wolles and lead, and also the lether and wolfelles customed and cokered, and the sustomes ouer that paied to our said customers in all the said portes, that is to sale, of euery sek of the tyne ouer one trane paied, shalbe a marke of a sacke of wolle, shalbe a marke of C.C.C. wolfelles, a marke of a last of lether. And of alien. x.s. of a sacke of wolle, x.s. of C.C.C. wolfelles, and xx.s. of a last of lether, and xl.d. of euery fodder of lead than the said marchandises shalbe brought by marchaunts straungers, whiche haue bought the same, and not by Englishmen wedlyen nor with men, to the partyes beyonde the sea out of our said realme and landes, to what parties it shall please the said marchantes straungers. And that the said mayre and customers shall delaye no man willyngly for gayne, nor for sache cause, nor in other maner shal any thing take of any person to do that that pertayneth to their office, vppon peyne of imprisonment and to paye to the party the double of that that they haue so taken, and also of that that the party shall be indamaged by cause of such takynge or delay, and moreouer to be raunsomed at our will, but shal holde them content of that that they shall take certaine to do there office. And that the mayre of the staple and the customers take an othe of al the marchantes, whiche to their come with wolles, lether, wolfelles and lead, that they shall bring no more beyonde the sea of the same marchandises.

Maire of the staple, Customers.

Cap. ii.

Item to replenishe the said realme and landes of money and of plate, of golde and of syluer, and of other iewelles of other landes, and for to geue courage to marchauntes straungers to come with their wares and marchandises into the realme and landes, wherby we haue ordeined and stablished, that all marchantes straungers, which be not of our enemyes, of what lande or nacion that they be, may safely and surely vnder our protection and sauegarde come and dwell in our sayde realme and landes where they will, and there to remayne with their wyues, childre, and al their marchandises, and freely for to bye marchandises at the staple and els where within the same realme and landes, to what they will by them, paying the customs therof due. And moreouer we graunte to the marchantes straungers and other bringing goodes and marchandises within the sayde realme and landes, we will and graunte for vs and for our heyres and successors, that nothing shall be taken ouer the customes aforesayd, nor taken of them to par but by colour of same, nor in other maner, against they, nor by the ministers of vs or of our successors, by the ministers of any of the prelates dukes erles barons, ne of any other, nor of none other great nor small. And if any ministers or other by colour of his office, or in other maner doo any thinge of their auantage their gouernement, he shall be incontinently arested by the mayre and bayliffes of the place, there he out of the staple, or by the maire of the staple, if he be within the staple, and he duely and truely punished after the quantitie of his offence. And if any of the mayre

Marchantes straungers. Safeconduite.

to houre, accordyng to the law of the staple, and not at the common lawe, as well out of the staple as within at euery mans complainte that so shall be greued. And if he be therof attainted, he shall pay to the marchaunt the double of that that he hath taken, and as much to vs. And that no commission be made to take suche pyces of the said marchantes, and if any commission be made it shalbe holden for none. Staple. law.

Item we wyll and graunte, that all marchaunttes aswel aliens as denizens, may bie wolles, lether, wolfelles and led, through out realme and landes withaut couen or collusion to abate the pyce of the sayde marchaundyses, so alwaies that they bringe the same to the staples. And that no marchaunt Englisshe, welsh, nor Irysshe, shal cary any maner of wolles, lether, wolfelles, or lead, out of the said realme and landes, vpon the peine of lyfe and membre, and of forfayture of the sayde marchandiles, and of al their other goodes and catals agayne vs, and of forfeiture of al their landes and tenementes agaynst the chiefe lordes. And the chiefe lordes shall haue a writte of eschete on the same. And that no straunge marchauntes by couyn betwyxte them and Englisshe, Irysshe or welsshe marchaunts, shal bringe the saide wares and marchandyses of englisshe, Irysshe or welsshe marchauntes, in parte or in all. Nor that no marchaunt, English, Irysshe nor welsshe, nor other, make coueny or collusion with marchantes straungers, to cary their wolles, lethre, wolfelles or leade to the parties beyonde the sea, out of the realmes landes aforesaid, vnder the name of marchauntes straungers, nor shal sende nor holde their seruantes, or other their attournes in the parties beyonde the sea, out of our said realme and landes, for to bie or to surueye the sale of their sayde wolles, lether, wolfelles & leade there, or to receiue the money comyng of the sale of the said wolles, lether, wolfelles and leade. Nor that no Englisshman, Irysshman, nor welsshe man, by hym selfe nor by other, take payement of golde nor of syluer, nor of other thynge in recompence or commutacion or in the name of payment in the parties beyonde the sea out of the realme landes aforesayde, of marchandiles solde in Englande, Irelande or in walles touchyng the staple, but alle such paimente shalbe made in golde or in syluer or marchandise in England, Irelande, or walles, where the contracte was made, vpon the forfaytures and peynes ner aforesaid. Nor that the marchantes straungers nor denizens make bee with them priuily nor apertly any company or confederacy in fraude or disceipt of this ordinaunce, nor that none mair trine the same for gaine, nor in other maneres do any such fraude or disceit, vpon the same peines & forfaitures. And alwaies it is to be vnderstanden, that euery Englysshman, Irisshe man, or welshman may freely bringe their owne wolles, lether, wolfelle and leade to the staple to sell there without beinge compelled to sell them in the countrey. And that euery marchaunt that shall sell his wolles at the staple, be bounde to warrant the packyng of the same wolles.

Cap. iii Marchāt englisch & straungers.

Wolles lether wolfelles. Staple.

Item vnder as much as no staple may be profitable for vs and for our said realme and landes, onles it be free: we wyll and graunt for vs and for our heyers, for the maintenance of the said staple, that al maner of people may

Ca. iiii Diuers.

come

come with their cariage and goodes to the staple, and from the same return freely without being disturbed by pyres of vs or of any other. Wayinge to vs and to our heires all maner of pyres royall, of all maner of cariages and vitailes throughe all our said realme and landes of old times due and vsed of right, as haue ben made by vs and by our auncestors in times past.

Cariar. And euery cariar retournynge from the staple, shall haue a bill vnder the seale of the mayre of the staple, whereby it maye be knowen, that he serueth the staple, concerning the tourneis that him nedeth for his retourne to the house, which bill shalbe freely graunted to hym. And the same mayre shall be sworne that he shall make no suche bill for none other than whiche serueth the staple. And if any such cariar, carte, shyppes, beastes, or other thynge, whiche serueth for cariage of that that pertayneth to the staple, be take, and be within the bierge out of the staple, hue and crye shalbe leued vpon the takers, and the takers shalbe maintenaur taken by people of the

Taker. Bierge. Stewarde. Marshall towne, where the pyre was made, or by people of an other towne, if thei be lacking, and brought before the stewarde and marshall of our house. And there redy punishment shall be made of them, according as the dede requireth. And if any suche pyree be made out of the bierge, hue and crye shalbe leued, and the takers shalbe taken and arested by the town, where such pyres shalbe made, or by other townes nere, if they be lacking, and brought to the nerre tolle, and there to be done of them as of theues, if the dede the same requires. And in case that the people of such townes be negligent, and wil not pursue and arest such takers, as before is sayd, the nat townes nere shall answere of the domages that may be found before the, whom we shall therto assigne, that the plaintyffes haue incurred by theyr defaute, if they can not reasonably excuse them selfe therof. And yf suche pyrees be made in a place, where than the staple is, the takers shalbe arested

Mayre of the staple. by the maires and ministers of the staple, and right done to the plaintiffes by the sayd mayres and ministers. Howbeit wares that if such pyree be made at the staple, and the staple be within the bierge, and the takers arested be of our house, than the right shalbe done of them by the mayres & ministers of the staple. And the stewarde and marshal of our house, or the stewardes lieutenaunt shalbe therto called yf thei will be there, to se that right be done of the said takers according to the law of the staple. And in case they come not, the mayre and ministers of the staple shall proceede in the processe, and do Justice according to the law of the staple, not withstandynge the not comynge of the stewarde or marshall, or lieutenaunt afore sayd.

Cap. v. Comtesse. Maire. ¶ Item in case that our beathe or comuon benche, or Justices in Eyre, or Justices of Assise, or the place of the marshalye, or any other Justices come to the places, where the sayde staples be, the sayde Justices nor stewardes nor marshalles, nor other the sayde places, shall haue no comptance there of that the thynge that pertaineth to the comptance of the mayre and ministers of the staple.

Cap. vi. Marshal. Kynges. ¶ Item we wyll and defende, that no marshall nor other minister of our house nor of others, shall make lieuere nor melde them in the places where the staples be holden and kept, of the houses where the said marchantes or

their

theyr meyny, or wolles or other marchaundises of the staple be lodged, nor entre in to the same to do their office there, nor take any thynge thereof to spare any, vpon the peyne to make gre to the partie, at whose suite he shal be atteinted, of the quatreble of that that the pleintiffe shalbe endamaged, and further shalbe greuously punished against vs.

Ca. vii. Licence. Priuilege.

¶ Item we will and graũt, that no licence nor priuilege to make passage by Englyshmen, Iryshmen, or Welshmen of wolles, lether, wolfelles or led out of the same realme and landes, shalbe graũted by vs nor our heires agaynst this ordinaunce. And if any be graunted to the contrary, thei shal be holden for none. And thei shall geue no warrantie, nor to excuse theym, whiche shall do to be passed the sayd marchaundises, that they shal not incurre the peynes and forfaytures conteyned in the sayd article.

Ca. viii Mayre of the staple. Cõstables of the staple. Iurisdiction.

¶ Item we haue ordeyned and stablished, that the mayres and constables of the staples, shall haue iurisdiction and conysaunce within the townes where the staples shalbe, of people and of al maner of thiges touching the staple. And that al marchantes comyng to the staple, their seruauntes and meiny in ỹ staple, shalbe ruled by the law marchant, of al thinges touching the staple, and not by the common law of the lande, nor by vsage of cytyes burghes nor other townes, and that thei shal not implede nor be impleded before the Justices of the sayd places in plea of dette, couenaunt, and tresspas touchyng the staple, but shall implede all persons, of whom they wyll complain, alwel such as be not of the staple, as those ỹ be of the staple, whi che shalbe there founde. And in the same maner they shalbe impleded onely before the mayre and Justices of the staple, which shalbe therto deputed of all maner of pleas and of actions, wherof the conisaunce, perteineth to the mynisters of the staple. So alwaies that al maner of contractes and couenauntes made betwixt marchant and marchaunt or other, wherof the one party is a marchaunt or minister of the staple, whether the contracte or couenante made bee within the staple or without, and also of tresspasses done within the staple to marchauntes or to mynysters of the staple by other, or by any of theym to other: the partie plentyffe shall chose, whether he wyll sue his accion or quarel before the Justices of the staple by the law of the staple, or in other place at the comon law: And he shalbe therto receiued. So alwaies that in the pleas touching any of our house, the stewarde or his lieutenaunt, and the marshalles of our house shalbe with the mayre of the staple, to se that ryght be done to the parties, as before is said, if thei wyll be there. But pleas of lande and of freholde shalbe at the comon law. And if marchantes or their people beyng in the staple, because of the same do felonye or be slaine, robbed or mayhemed by any persones, the mayre of the staple and other couenable shal be assigned Justices, to here and determin the said felonies and maihems within the staple without delaye, accordyng to the common lawe. And if any suche felon or tresspassour be taken and deteyned within any fraunchise to whom so euer the same bee, because of such felony or mayhem done within the staple, it shall be mayntenaunte commaunded by writ, to make the sayd felon, or him that dyd the mayhem

Stewarde of the kinges house.

Felony or mayhem done with in the staple.

to

to come before the sayde iustices, to do right of hym in fourme aforesayd. And if thei that haue such prisoners in warde, wyll not deliuer them, they shall incurre the peine of an. C. li. towardes vs. And neuertheles they shal deliuer the bodie in the forme a foresaid. And in case that any inditemente be made out of the staple of felonies or trespasses done by people of the staple, or by other of them within the staple, the same enditement, shalbe sét before the saide maire, and them which shalbe assigned iustices with hym, to do right in this partie. And if plea or debate be made before the mayre of the staple, betwixt the marchauntes or mynistres of the same, and therupon to trie therof the trouth an enqueste or proue is to be taken: we wyll that if the one partie and the other be a straunger, it shalbe tryed by strangers. And if the one partie and the other be denyzens, it shall be tryed by denyzeyns. And yf the one partie be denizen and the other an alyen, the one halfe of the enqueste or of the proue shall bee of denizeyns, and the other halfe of alyens.

Enditement.

Enqueste.

Ca. ix. ¶ Item to the intét that the concractes made within the staple shalbe the better holden, and the paimentes redily made: we haue ordeyned and stablysshed, that euery mayre of the sayd staples shall haue power to take recognisaunces of dettes, whiche a man wyll make before hym, in the presence of the constables of the staple or one of them. And that in euery of the sayd staples be a seale ordeined, remaynynge in the custodie of the said mayre of the staple, vnder ỹ seales of the same constables. And that al obligations, which shalbe made vpon such recognisaunces, be sealed with the said seale paiynge for euery obligacion of an. C. li. and within, of euery pounde an halpeny. And of euery obligacion aboue an. C. li of euery pounde a farthyng. And that the mayre of the staple, by vertue of the same letters so sealed, may take and hold in prison the bodyes of the dettours after the terme incurred, if he be founde within the staple, tyll they haue made gree to the creditour of the dette and damages. And also arrest the goodes of the said dettours, founde within the said staple, and deliuer the sayd goodes to the sayd creditours by true estimacion, or to sel them at the best that a mā mai, and delyuer the money to the creditours tyll the sum due. And in case that the dettours be not found within the staple, nor their goodes to the summe of the dette, the same shalbe certified in the chauncery vnder the said seale by whiche certificacion a writte shalbe sent to take the bodyes, of the sayde dettours, without puttyng them to mayneprise. And to sease theyr landes and tenementes, goodes and cattals. And the writte shall be retourned in our chauncery, with the certificacion of the value of the said landes and tenementes, goodes and cattals. And therypon due execucion to be made fro day to daye in maner as it is conteined in the statute marchaunte, so that he, to whom the det is due, haue estate of freholde in the landes and tenementes, which shalbe delyuered to hym by vertu of the same proces, and recouery by writte of Nouell disseisyn, in case if he be out. And that the dettour haue no aduauntage of the quarter of a yere that is conteyned in the said statute Marchaunt. And in case that no creditour wyl haue letters of

Staple.
Mayre of the staple.
Seale.
Recognisaunce.

Chaūcery

Execucion

Statute marchant.

the

the ſaid ſeale, but wyll be at the faith of the ſayd dettour, if after the terme incurred he demand the dette, the dettour ſhalbe vpon the fayth.

¶Item becauſe we haue perceiued, that ſome marchauntes do bye auoir de pois, wolles and other marchandiſes by one weight: and ſell by an other, and make alſo deceiptfull draughtes vppon the weighte. And alſo vſe falſe meaſures and yerdes in great diſceipte of vs & of all the comons and of laufull marchauntes: We wyll and ſtabliſhe, that one weight, one meaſure and one yarde be throughe al the lande, aſwel out of the ſtaple as within. And that wolles, & al maner auoyre de pops, bee weyed by the balance, ſo that the tungue of the balaunce be euen without bowyng to the one ſyde or to the other, or without putting hande or foote, or other touche makig of the ſame. And that he that doth againſt the ſame, to the damage of the ſeller, ſhall forfeyte to vs the valour of the marchandiſe ſo weighed and meaſured. And the party that wyll complaine him, ſhal haue the quatreble of that ẏ he ſhalbe indamaged. And the treſpaſſour ſhall haue one yeres impriſonment, and be raunſomed at the kynges wyll. And ther vpon iuſtices ſhalbe aſſigned to enquyre of ſuch treſpaſſes at al tymes that ſhal be nedeful, and to do right as wel at our ſute as at the ſuite of other that therof wyll complayne. Cap. x. Auoir de poys. Staple. Weighte. Meaſure. Yarde. Balance. Wolles.

¶Item we haue ordeined, that all marchantes alyens and denizens, and other, that do bryngе wynes, and other wares and marchandiſes, what ſo euer they be to the ſtaples, cities, burghes, and good townes, or to portes of the ſea within our ſaid realme and landes, may laufly and without challenge and impechement of any ſell them in gros or at retaile, or by percels at their wyll, to all maner people that wyll bye the ſame. And that no marchaunt, priuy nor ſtraunger, nor other of what condicion that he be, go by lande nor by water againſte ſuche wines, wares, or marchaundyſes commyng in to our ſaid realme and landes, in the ſea nor els where, to forſtall or bye them, or in other maner to geue erneſt vpon them, before ẏ thei come to the ſtaple, or to the porte, where they ſhal be diſcharged, nor entre in the ſhippes for ſuch cauſe, tyll the marchaundiſes bee ſet to lande to be ſolde, vpō the peines & forfeitures conteined in the ſame third article aforeſaide. Cap. xi Marchātz Wynes. Staple. Forſtallig

¶Item that no marchant priui nor ſtranger, nor other, ſhal bryng out of our realme of England wolles, lether, wolfelles to Berwike vpon Twede nor els where, nor into Scotlande, nor that no man, marchaunt nor other of what condicion that he be, ſel his wolles, wolfelles, nor lether, to any mā of Scotlande, nor to none other to bring into Scotland, vpon the peines and articles conteined in the ſaid thirde article. Ca. xii Marchantes. Wolles. Lether. wolfelles.

¶Item we wyll and graunt, that if any marchaunte priuye or ſtraunger be robbed of his goodes vpon the ſea, and the goodes ſo robbed come into any parties within our realme and landes, and wyl ſue for to recouer the ſaide goodes, he ſhalbe receiued to proue the ſaide goodes to be his owne by his markes, or by his carte or coket, or by good and laufull marchātes priuy or ſtraungers. And by ſuch proues the ſame goode ſhall be delyuered to the marchauntes, without makyng other ſuite at the comon lawe. Ca xiii Merchātz robbed on the ſea.

And

Shippes perished on the sea

And in case that any shyppes goinge out of the said realme and landes, or comynge to the same, by tempest or other myshortune breake vpon the sea bankes, and the goodes come to the lande, which maie not be sayd wrecke, they shalbe maintenaunt without fraude or male engine delyuered to the marchantes, to whom the goodes be, or to their seruauntes, by such proue as before is saide, payng to them that haue saued and kepte the same, conenably for their trauaile, that is to say, by the discrecion of the shiryffes and baylyffes or other our mynisters in the places gildable, where other lordes haue no fraunchise, and by the aduise and assent of.iiii. or.vi. of the best or most sufficient discrete men of the countrey: And if that bee within the franchise of other lordes, than it shalbe done by the stewardes and baylyffes, or wardeins of the same fraunchises, and by the aduise of.iiii. or.vi discrete men of the countre, as afore is saide, without any delay.

C. xiiii

Marchāt Plate of lyuer. Billets of golde. Money. Bullion. Exchange Staple. Olde sterlynge.

Item we we haue ordeined, that al marchauntes priuy and strangers, may safely cary and bring within our saide realme and landes, plate of siluer and byllettes of golde, and all other maner of golde, and all money of golde and syluer, to our bullyon, or to our eschaunges, which we shall do ordeine at our sayde staples and els where, takynge there moneye of our coyne of golde and syluer conenablye to the valure. And if any wyll take good money of golde and syluer of other coyne than of ours in payment, he shall take the same without impechment, so that none be therunto compelled, if he will not take it of his good wyll. Prouided alwayes, that no money haue comon course within our said realme and landes, but the money of golde and syluer of our coyne. And that none cary out of our sayde realme and landes the olde sterlynge, nor other money, but our newe money of golde and siluer, except the marchauntes straungers, that bryng to our sayde realme and landes any maner of money, and there wyll employ this money within our realme and landes: whom we wyll that they may recary into their countrey all this money, or as much as shal remaine therof not emploied without impechement. So alwaies that good and lawful serche be therof made in the portes & other places, where any arriuaile is. And that all the money, that euery marchaunt straunger shall bryng within our said realme & landes, shalbe put in writynge by the serchours, to the intent that no marchāt shal cary more beyond ỹ sea, thā he brought into the same realme and landes. Prouided alwaies, that no minister nor other, by colour of such serche, shall make impechement or disturbaunce to any marchaunt straunger to greue him vnduly. And that all the false money, that may be found by serch, or in other maner espyed within the same our realme and landes, in disceipte of our good money, shalbe forfeited to vs, according to the ordinaunces an other tyme therof made.

Ca. xv.

Wolles. Lether. Felles. Leade.

Item we wyll, that they that haue woolles, lether, felles, and leade in the countrey betwirte the places where the staples be, and the sea, and the same wyl do cary to the staple by fresh waters, or by armes of the sea, shal make indentures betwixt them and the bailyffes of the townes, wher thei put them in shyppe, testifiyng howe muche wolles, lether, felles, and leade

so put in ship. And the bailiffes of the places shal take an othe and suffycyent surety, for which they wyl answere, of them and the mariners, whiche shall go with the same wolles, lether, felles, and leade, to the staple, and no party els where. And there shall discharge before that they do entre the sea. And that the baylyffes send maintenant the one parte of the indenture, conteynyng the surety and the quantity of the wolles, lether, wolfelles, & leade, to the mayre of the staple, at their costes, that owe the goodes, by some man, for whom they wyll aunswere. And if any mayre, baylyffe, or other mynyster of the places, where suche marchandyses shalbe charged, suffer the saide marchandyses to passe in other maner, aswell the mayres and baylyffes, and mynysters aforesayd, as the marchantes, which the same shall charge, shall incurre the peynes and forfaytures conteyned in the sayd third article.

Bayliffes. Mariners. Staple. Indenture.

¶ Item that in euery towne, where the staple shalbe holden, shalbe ordeyned certeine rewes and places, where the wolles and other marchaundyses shalbe put. And because that the lordes or wardeyns of the houses & places (seyng the necessitie of marchauntes) do set parcase their houses at to hyghe ferme: we haue ordeyned, that the houses, whiche be to bee leassed in suche maner shalbe set at a reasonable ferme, according to the ordynaunce of the mayre and constables of the staple, and of .viii. discrete men of the best of the towne, where the staple is, whiche shalbe sworne in the presence of the sayd maire and constables, to make a laufull tare, so that for defaut of houses, the staple shall not be impeched. And that no man, that bringeth his wolles or other marchandises there, be disturbed to lodge the same wolles and marchaundises in the houses, whiche they haue so hyred.

Cap. xvi. Houses to hyre let. Staple.

¶ Item that no marchaunt straunger bee impeched for an others trespas, or for an others dette, wherof he is not dettour pledge nor maynpernour. Prouided alwaies, that if our liege people marchantes or other, be indamaged by any lordes of straunge landes or their subiectes, and the sayde lordes (duely requyred) fayle of right to our sayd subiectes, we shall haue the lawe of Marque, and of takynge them agayne, as hath ben vsed in tymes past, without fraude or male engyne. And in case that debate do ryse (whiche god defende) betwyxt vs and any lordes of straunge landes: we wyll not that the people and marchauntes of the sayd landes be sodeynly subdued in our sayd realme and landes because of suche debate, but that they bee warned, and proclamacion therof published, that they shal voyd the sayd realm and landes with theyr goodes freely within .xl. dayes after the warnynge and proclamacion so made. And that in the meane tyme, they be not impeched nor lette of their passage, or of makynge their profyt of the same marchandyses, if they wyll sell them. And in case that for defaut of wynde or of shyp, of for sykenes, or for other euydent cause, they may not auoyd our sayde realme and landes within so short tyme, than they shall haue other .xl. dayes or more if nede be, within whiche they may passe conuenably, with sellynge theyr marchandyse, as afore is sayd.

Cap. xvii. Marchant strangers. Law of marque Proclamacion.

¶ Item because we do well perceyue, that marchauntes straungers do not come so commonly into Ireland, nor into Wales, for marchandise as they

Cap. xviii. Marchant strangers.

do in to England, we wyll of our ſpeciall grace, that it ſhall be lawfull to the people of Ireland and wales, whiche may not deliuer their wolles, lether, wolfelles and leade, in Irelande and in wales, to the marchauntes ſtraungers, to come with their ſayd marchaundiſes, after that that they be cuſtomed and coketted in Irelande and in wales, to any of our ſtaples in Englande, whiche them ſhall pleaſe, bryngynge theyr cokettes, witneſſyng their marchaundiſes, whiche they ſhall diſcharge at the ſtaples in Englande: ſo that they, whan they ſhal come to the ſtaples in Englande, or they ẏ bought theyr ſayd marchaundiſes of them, ſhall not pay an other tyme cuſtome nor ſubſidie for the ſayd marchaundiſes ſo cuſtomed in our ſayd landes of Irelande and wales. And our treaſourer, and the barons of our eſcheker of Englande, ſhalbe certified.ii.tymes by the yere at the leaſte, that is to ſaye, at Eaſter and Mighelmas, how muche wolles, lether, wolfelles and leade, ſhall paſſe out of the ſayde land of Ireland, and of the cuſtome therof paied. And in caſe that the marchauntes, or other people of Irelande or of wales, after that that they be in the ſea with their ſayd marchaundiſes, do paſſe to any place, other than to the ſtaples in Englande, they ſhall encurre the peynes and forfeytures in the ſayd thyrde artycle.

Wolles. Lether. Felles. Leade.

Cuſtome.

Treaſourer. Barons del eſcheqer.

Cap.xix. Marchaunt.

CItem that no marchaunte nor other, of what condicion that he bee, ſhall loſe or forfet his goodes nor marchaundiſes for the treſpas and forfeyture of his ſeruaunt, oneles he do it by the commaundement or procurement of his maiſter, or that he hath offended in the offyce, in which his maiſter hath ſette hym, or in other maner, that the mayſter bee holden to anſwere for the dede of his ſeruaunt by the law Marchaunt, as els where is vſed. And becauſe that marchauntes may not often longe tary in one place for leuynge of their marchaundiſe: we wyl and graunt, that ſpedy right be to them done fro day to day and from houre to houre, accordinge to the lawes vſed in ſuch ſtaples, before this tyme holden els where at all tymes, whan they wyll them complayne of any, or that any wyll complayne of them, ſo that the marchantes be not by malyce delayed for defaut of ſpedy remedy.

Treſpas of ſeruauntes.

Lawe marchant

Spedy right.

Cap.xx. Marchant ſtrangers. Protection.

CItem becauſe we haue taken al the marchauntes ſtraunges in our ſayde realme and landes, into our ſpecial protection, and moreouer graunted to do to them ſpedy remedy of the greuances, if any be to them done: We haue ordeined and ſtabliſhed, that if any outrage or greuance be done to them in the countrey out of the ſtaple, the iuſtices of the place, where ſuch outrages ſhall be done, ſhal do ſpedy iuſtice to them after the law Marchant fro day to day and from houre to houre, without ſparing any man, or to put thē to ſue at the cōmon law. And if any man be conuict, that he hath greued the marchantes, ſo taken in our protection, he ſhalbe puniſſhed againſt vs for the contempte done to vs, in almuch as ſhalbe iudged to the marchātes for their damages And to the ſaid marchātes ſtraūgers their double damages ſhalbe iudged.

Spedy iuſtice.

Cap. xxi.

CItem becauſe that the ſtaples may not longe holde, nor the ordinaunces therof made and to be made, be kept, if good executours and iuſtices be not ſtabliſſhed to make therof good and redy execution: we haue ordeyned and ſtabliſſhed, that in euery towne, where the ſtaple is ordeined, a mayre, good, laufull

lauful and sufficient shalbe made and stablisshed, hauing knowledge of the law marchant to gouerne the staple, and to do right to euery man after the lawes aforesayd, without fauour, sparyng, or grieke doyng to any. And in euery place, where the staple is shalbe. ii. couenable constables nowe at his beginning put by vs, to do that perteyneth to their office, as in other staples is accustomed, and whan they shalbe ded, or changed, than other shalbe chosen by the comunaltie of the marchauntes of the saide places. And that no maire hold the office ouer the yere, onles he be newly chosen by the comunalty of the marchantes, aswel of straungers as of denyzens. And that the sayde maire and constables haue power to kepe the peace, and to arrest offenders in the staples for det, trespas, or other contracte, and them to put in pryson & punisshe after the law of the staple. And in prison shalbe ordeined for the sauf kepyng of them that so shalbe unprisoned. And the mayres, shyriffes, and baylliffes of the townes, where the staple is, or ioynyng to the staple, shall be attendyng to the mayre and ministers of the staple, to do execution of theyr commaundementes, vpon peyne of greuous forfeyture: and one lorde or other of the most sufficient in the countrey, where the staple is, shalbe assigned to be ayd to the maire and ministers of the staple, to iustifie the rebels, which by the sayde maire and ministers can not be iustified, and to maintayne and counsel them whan nede shalbe, to good gouernance of the staple, and to redresse at euery mans complaint that that shalbe done amisse by the said maire or ministers, or other, and to do right to the complanauntes in this behalfe. And that the same mayre and constables do not nor ordeyne any thinge contrary to this ordinaunces, nor make interpretacion nor exrcepcion to them, otherwise than the wordes do purport, but if there be any thing, that is doubted, it shalbe shewed to our counsell, and there declared by good aduise.

Staple.
Mayre of the staple.
Constable of the staple.
Pryson.
Mayres.
Shyriffes.
Baylyffes.
Lorde.

¶ Item we haue ordeyned, that in euery place, where the staple shalbe holden, there shalbe a certein numbre of correctours, aswell of straungers as of priuies, good people, sufficient, and lerned of such mistery, laufully to make and recorde the bargayns betwixt the byers and the sellers, as hath ben vsed in other staples holden in other places, and that they find sufficient maintpatnours before maire and constables of the staple, laufully to do that perteyneth to their office: and if they be found in defaut, they shall pay to hym that is indamaged, asmuche as his losse shall amount to, so that they medle them not of any maner of marchaundise for the time that they shall abide in the office. And that no man be constrayned to haue correcter onles he wyll of his gree, nor to pay any thyng to any correcter, onles he medle of his bargayne at his requeste.

Cap. xxii.
Staple.
Wayngernours.
Correctours in the staple.

¶ Item that a certayne numbre of porters, packers, wynders, workers and other labourers of wolles, and all other marchaundyses bee sufficiently ordeyned for the place where the staple is, and they and the correctours and all maner of offices of the staple, besides the constables, shall be swore before the maire of the staple, that they laufully shal do their office, without fraude or male engyne. Also al marchantes aliens and denyzens, comming to the sayde staples because of marchaundise, shalbe swore before the same

Cap. xxiii.
Porters.
Packers of wol.
Winder of wol.
Staple.
Correctours.

Marchauntes swoꝛne. Maire and constables swoꝛne.

mayꝛe and cõstables, that they shalbe iustified by the same mayꝛe and constables, accoꝛdynge to the lawe and vsage of the staple, and shall maintaine asmuch as in them is the staple and the lawes and vsages of the same without fraude oꝛ male engyne. And the maire and constables shall be swoꝛne in the chauncery, to do laufully that that perteyneth to them.

Cap. xxiiii.

¶ Item we wyll and oꝛdeyne, that the marchauntes straungers shall chose ii. marchauntes straungers, wherof the one towardes the South, and the other towardes the Noꝛth, shall be assigned to syt with the mayꝛe and constables of the staples, where some of those persons chosen shal come, to here the plaintes touchyng marchauntes alyens, that shalbe moued befoꝛe the saide maire and constables, at al tymes that any of the sayd persons chosen wyl be there, and to se that plaine right be done to the said marchauntes aliens, so that the said maire and constables shal not sease to go foꝛth in their pꝛoces, in case that those persons chosen come not there. And in case that debate rise betwyxt them, vpon the discussinge of any plea oꝛ quarell: the tenour of the same plea oꝛ quarel shalbe sent befoꝛe the chauncellor, and other of our counsayle, to be determyned there without delay. And also. vi. persons shall be chosen, that is to saye. iiii. alyens, wherof two shalbe of Almaigne, and. ii. of Lombardy, and. ii. of Englande, whiche shalbe discrete men, and woꝛthy of fayth, and shal swere, that they shall well and laufully do theyꝛ office, that is to say, that whan and at what tyme any question oꝛ debate shall ryse oꝛ come amonges marchauntes of any vnreasonable wolle, oꝛ vndue packing accoꝛdynge to the couenauntes made betwyxt the sellers and the byers, that the sayd persons, oꝛ iiii. of them, may befoꝛe the mayꝛe of the staple and the officers, by their othe, say and amende as reason wyll, and therupon credence shalbe geuen to them, without any contradiction.

Marchauntes straungers. Mayꝛe and constables. Chauncellour.

Othe.

Cap. xxv.

¶ Item we haue oꝛdeyned and stablished, that no marchant, noꝛ other, shall make confederacie, conspiracie, couyn, imagination oꝛ murmour, oꝛ male engyne in any poynt that may turne in impechement, disturbaunce, defeysaunce, oꝛ distresse of the sayd staples, oꝛ of any thynge that to them perteyneth, oꝛ male perteyne, and if any do, and therof be attainted befoꝛe the maire and ministers of the staples, oꝛ other, whom we shall therto assigne, shall incurre the peynes and foꝛfeytures conteyned in the sayd third article.

Confederacy. Conspiracy. Couyn. Staple.

Cap. xxvi.

¶ Item where as it is conteyned in the charter of our graundfather, graũted to the marchantes straungers, and by vs confyꝛmed, that of marchandises, which they shal bꝛing in to our said realme and landes, and wherof. iii. d. of the pounde ought to be payed by the saide marchantes straũgers, accoꝛding to the same graunt, faith and credence shalbe geuen to them vpõ the valour of the sayde marchaundises by letters, whiche they may shewe of the same goodes of theyꝛ loꝛdes and compagnions. And if they haue no letters, they shall be beleued by theyꝛ othe in this behalfe. And nowe late it is done vs and our counsell to vnderstande, by the complaint of the said marchauntes, that albeit they haue letters testyfienge the valour of their marchaundyses, the shyꝛyffes, mayꝛes, baylyffes, and ministers of many places do constrayne them to swere foꝛ the saide marchaundises, agaynst the foꝛme of

Charter. Marchandises.

Letters.

Othe.

their

they haue made charter, and neuertheles after the othe made, enseale their barels, fardels, and bales, for which they haue made their othe, and the same let lie viii. or. vi. dayes so ensealed, before that they wyl se the same, and so they take away from the sayde marchauntes the sale of their goodes, to their great damage: we not willing, that the marchantes straunges, that come with their marchaundises in to our sayd realme & landes, for the common profitte of the same, shalde in suche maner greued, wyll graunt, and stablyshe, that the said charter be holden, and that the barels, fardels, & bales, and the other goodes of the sayd marchauntes, for whiche they haue shewed their letters, that be not suspicious, or made the othe as is conteyned in the same charter, maintenaunt after the othe made, or such letters shewed, their goodes shall be delyuered to them without delay, therof to do they? profytte, without any thynge takynge of them ouer the custome of iii. d. of the pounde. so that the shyrffes, mayres, baylyffes or other ministers shall medle no more of the same goodes, vpon peyne of imprisonment, and to pay to the partye greued by this cause his quatreble damages, and asmuche to vs, and vpon the same, right shalbe done in our chauncery at euery maynes complaint.

Marchaunte straungers.

Custome.

Chauncery.

¶ Item we haue ordeined and stablished, that all those that shalbe conuict that they haue brought wolles, lether? wolfelles to the partes beyond the sea, agaynst the defence and proclamation therof made before the making of this ordynaunce, shalbe iudged to paylory, and in time the forfeyture of the same wolles, lether, and wolfelles so passed, and of all their other goodes and cattalles, and moreouer be raunsomed as our wyll.

C. xxvii.

Wolles.
Lether.
Wolfelles.

Wolles.

¶ Item we wyl, graunt, & ordeyne, that all the said thinges be fermely kept and holden in all poyntes, notwithstandyng graunthise, custome, priuilege, exemption, iudgementes, or other graunted made to cities, burghes, townes comunaltees, people of the v. portes and other portes, or any other singular persons. And in case that any thyng be to be amended, added, changed, or withdrawen of any of the said poyntes in tyme to come by a true cause, we wil, that the same be done by deliberacio & aduise of the great men and other of our counsell in the parliament. Saueng in other thinges to the prelates, dukes, erles, barons and other lordes, their fairs, marketes, hundredes, wapentakes, leetes, iurisdictiõs, courtes, fraunchises & priuileges, and all other thinges to them perteinyng in the places where the staples be and shall be, & els where, as ferforth as they had them before that the staples were ordeined

Cap. xxviii.

Fraunchise.
Custome.
Priuilege.
Exemption.

¶ Here begynneth the ordynaunce of the fees of the mayres and constables of the staple.

FOr asmuch as the staple is nowe of late ordeyned, to abyde perpetually in Englande, and at the begynnyng there was no euydence in certaine, by whiche a man mighte assygne or lympytte in certaine that that the mayres and constables in the places, where the staples be ordeined, ought to take by yere in certayne for their trauayle, but it was than assented by the lordes and commons, that of euery sacke shuld be leuied. viii. d. for the fyrst yere, and deliuered to the said maire and constables

Staple. in the places where the sayd staples be assigned, whiche were passed out at the gule of August last past. And nowe commeth asmuche wolles, as well nyghe asmuche, to the peere of London, as do in all the other staples throughe the realme, and to some of the other staples cometh asmuche of wolles, as to two or three of the other staples, so that to some staple cometh more, & to another lesse, so that the mayre and constables of some place take to much, and in some places to lyte, and the people bee very muche charged to pay but .d. of a sacke (as afore is sayd) hauyng regard to the summe of the wolles, that passeth ouer the sea. And all the tyme that the sayd staple was abidyng beyonde the sea, he that is chosen mayre by the marchauntes of England dyd take a certayne by peere. And also it were reason that it shuld be so in England: and that in a reasonable maner, euery man accordyng to his trauayle, and that the people shalbe not so muche charged: wherefore it is ordeyned by the kyng and the great men, and by the aduyse of all the counsayle, that no more shalbe leuyed of a sacke but .iiii. d. in no parte from the gule of August last past hytherto, nor from henseforth. And that the .iiii. d. of the sacke in euery place where the staple is, shalbe put in a bor, and sealed with the seales of the mayre and constables, to the entent that the sayd maire and constables may be therof payed at their terten, that they shall take. And if at the ende of the yere more be founde in the bore, than the fees of the sayde mayre and constables shall amount vnto, it shalbe faufly kepte, to pay and perfourme the fees of the mayres and constables in other staples, where the iiii. d will not therto suffice. And if any thynge remayne in the sayd bores, after the fees payed of the same summe residue, shalbe saued to the cõmon profyt of the marchauntes of the staple for the yere to come, and for to pay for the weyghtes made of newe, and also for paymentes and other thynges necessary touchyng the staple. And asmoch as is leuyed in all the places, where the staples be, ouer the sayd summe of iiii. d. of the sacke, after the sayd gule of August last paste, shalbe rebayled and restored to the vses aforesayd. And the fees of the mayre and constables be ordeyned and limitted in the fourme as followeth, that is to say, the mayre of the staple of westmynster shall take C. li. and euery of the constables there .x. marckes. The mayre of Yorke, kyngstone vpon Hull, Norwich, and wynchester, euery of them .xx. li. and euery of the constables of the sayde places. C.s. the mayres of Newcastell vpon Tyne, Chichester, and of Exceter .x. li. and euery of the constables of those places .v. marckes. And if any of the mayres and constables aboue named refuse the office, he shall pay to the company asmuche as his fee shall amount to. And proclamacion of the same was made throughe Englande the .vi. day &c.

Fees for officers of the Staple.

Wore.

weyghtes.

Here

Here begynneth the statute made at Westminster the .xxviii. yere of kynge Edward the thyrde.

IN soueraine lorde the kyng, at his parliament holden at Westminster, the monday next after the feast of saint Marke the euangelist, the yere of his reigne of England the .xxvi. & of Fraunce the .xv. to the honour of god and of holy churche, and for the common profit of him and his people, by the assent of the prelates, the prince, dukes, erles, barons, and the commons of his realme there assembled, hath ordeined and stablisshed the poyntes vnderwritten.

Fyrst that the great charter, and the charter of the forest, & al other statutes before this tyme made and vsed, be kept and maynteyned in all poyntes. Cap. i. Charter.

Item it is accorded and stablisshed, that all the lordes of the marches of wales, shalbe perpetually intendyng and annexed to the crowne of Englande, as they and theyr aunceſters haue ben all tymes paste, and not to the pryncypalytee of wales, in whose handes so euer the same principalitie be, or hereafter shall come. Cap. ii. Marchise of wales.

Item that no man, of what estate or condicion that he be, shall be out of lande nor tenement, nor taken nor imprisoned, nor disherited, nor put to deth without beyng brought in answere by due processe of the lawe. Cap. iii. Processe of law.

Item because that the eschetours and other the kynges ministers, by the kinges commaundement from the chauncery, haue bene charged at the eschekier of the fermes and rentes, of the landes and tenementes, whiche were taken into the kinges handes by the deth of the tenauntes, which held of him, to the heyres and other, to whom the sayde landes and tenementes ought to discende, reuerte, or remayne, wherof the termes of paymentes were to come after suche lyuerey made, for the rate and porcion of the tyme that the same landes and tenementes were in the kinges handes: It is accorded and stablysshed, that of maynours, cyties, burghes, townes, hundredes, fraunchises, and all other landes and tenementes, wherof profyt doth ryse from tyme to tyme through the yere, as of mylles, herbage, tolle, pleas and profittes of courtes and all such issues and profittes, euery eschetour and other mynister, which hath seased such landes and tenementes to the kynges vse, shalbe holden to aunswere to the kynge for the rate and porcion of the tyme, accordynge to the olde course in the eschequer. And that of auncient fermes, and rentes, which be to be payed at certeyne termes, as rent seruice and rent seruyce, wherof no profyt ryseth tyll the day of payment suche fermes and rentes shalbe payed to them, whiche haue lyuerey out of the kynges hande, at the termes of paymentes of the sayd fermes & rentes, whiche foloweth after suche lyuery made aswell of the tyme past as of the tyme to come. Cap. iiii. Escheatours. Maynours. Herbages. Tolle. Rent seruice. Rent fermes. Liuery.

Item it is accorded and stablisshed, that yron made in Englande, & yron brought in to England & there sold, shal not be brought out of the realme of England, vpon peyne of forfeyture of the double to the kyng, and the iustices assigned shal haue power to enquyre of labourers. And the other iustices whom ỹ king wil therto assigne, shal haue power to enquire of thē that sel the yron at to dere a price, and to punisshe them, after the quantity of the trespas. Cap. v. Iron. Labourers.

Cap. vi. Coroners. Fraunchises.

¶Item it is ordeyned and accorded, that all coroners of the counties shall be chosen in the full counties, by the commons of the same cōtties of the most conuenient and most lawfull people that shall be founde in the sayde countyes, to do the office, saued alwayes to the kynge and to other lordes, whiche owe to make suche coroners, theyr seignories and fraunchises.

Cap. vii. Shiriffes. Commission.

¶Item it is ordeyned and stablysshed, that the shyryffes of the counties shalbe remoued euery yere out of theyr office, so that no shyryffe, that hath ben in his offyce by a yere, shall abyde in the same office the yere nexte folowyng. And that no commission be made to hym therof, or renewed for the same yere folowynge.

Cap. viii. Attaynt. Trespas.

¶Item it is accorded, that the wryt of Attaynt shalbe graunted from henceforth, aswell vpon a bill of trespas, as vpon a wrytte of trespas of enquestes, whiche be to be taken in tyme to come, without hauyng regarde to the quantitee of the damages.

Cap. ix Shiriffes.

¶Item because that the people of the realme haue suffered many euils and mischieues, of that that shiriffes of diuerse counties, by vertue of commissions and generall wryttes graunted to them at theyr owne suite, for theyr singular profyt to gayne of the people, haue made and taken diuerse enquestes, to do endyte the people at theyr wyl, and haue taken fyne and raunsome of them to their owne vse, and haue delyuered them, without that that suche persons endyted were brought before the kynges iustices to haue theyr delyueraunce: It is accorded and stablisshed for to eschewe all such euyls and

Commission.

mischieues, that all such commissyons and wryttes before this tyme made, shalbe vtterly repealed, and that from henceforth no suche commissions nor wryttes shalbe graunted.

Cap. x. Mayre. Shiriffes, and Aldermen of London.

¶Item because that the errours, defautes, and mysprisions, whiche be notoriously vsed in the cytie of London for defaut of good gouernaunce of the mayre, of the shyryffes, and the aldermen, can not be enquyred nor found by people of the same citie: It is ordeyned and stablysshed, that the sayd maire, shiriffes, and aldermen, which haue the gouernance of the citee, shal redresse and correcte the defautes, errours, and mysprisions aboue named, and the same duely punyshe from tyme to tyme, vpon a certayn peyne, that is to saie at the fyrst defaute a thowsande markes to the king, & at the seconde defaut two thowsande markes, and at the thyrde defaute, that the fraunchyse and the lybertyes of the cytee be taken in to the kynges hande. And be it begon to enquyre vpon them at saynt Mychell nexte commynge, so that if they make not due redresse as afore is sayd, it shalbe enquyred, if their defautes by enquestes of people of foreyne counties, that is to say, of Kent, Esser, Sussex, Hertford, Buckyngam and Berk. aswell at the kinges suite as others that wyll complayne. And if the mayre, shyryffes, and aldermen be by suche enquestes, therto assygned, indyted, they shall be made to come by due processe before the kynges iustices, whiche shall be to the same assygned out of the sayd cytie, before whom they shall haue their answere aswell to the kyng as to the party. And if they put them in enquestes, the same enquestes shal be taken by foreyne people as afore is sayde. And if they be attaynted, the

Penaltie. Fraunchise. Enquest. Foreyne counties.

sayde

ſayd pryce ſhall returne and be ſeuyed of the ſayd mayre, ſhiriffes and aldermen for defaut of their gouernaunce. And neuertheleſſe the plaintiffes ſhall recouer the treble damages agaynſt the ſayde maire, ſhyrryffes, and aldermen. And becauſe that the ſhiriffes be parties to this buſynes, the conſtable of the tower, or his lieuetenaunte, ſhall ſerue in the place of the ſhyrryffes, to receyue the writtes, aſwell originals of the chauncery as iudicials, vnder the ſeale of the iuſtices, to do therof execution in the ſayde cytee. And proceſſe ſhalbe made by attachement and diſtreſſe, and by erigend if nede be, ſo that at the kynges ſuite the erigende ſhalbe awarded after the fyrſte Capias retourned, and at the thyrde Capias retourned, at the ſuits of the party. And if the mayre ſhyrryffes and aldermen haue landes or tenementes out of the cytee, proceſſe ſhalbe made agaynſt them by attachementes and diſtreſſes in the ſame counties, where the landes or tenementes bee. And that euery of the ſayd mayre, ſhyrryffes, and aldermen that wyll, may aunſwere before the ſayd iuſtices particularly for him ſelfe, aſwell at the peryll of other, whiche be abſent, as of hym ſelfe. And this ordynaunce ſhalbe holden ferme and ſtable, not withſtandynge any maner fraunchiſes, priuileges, or cuſtomes. And that this ordynaunce extende to all cyties and borroughes of the realme, where ſuch defautes or miſpriſions be vſed, & not duely corrected nor redreſſed. Priuileges. Luſtema.

Saupnge that the enqueſtes ſhalbe taken by forreyne people of the ſame countie, where ſuche cyties or borroughes be. And that the peine of thoſe of the ſayd borroughes and townes, whiche ſhalbe therof attaynted, ſhalbe iudged by the diſcrecion of the iuſtices, which ſhalbe therto aſſigned.

Cap. x.

Marchauntes aliens.

Item becauſe that great clamour and greuous complaintes bee made, aſwel by alyens as by deuyzens, that marchantes & other paſſynge throughe the realme of Englande with their marchandiſes & other goodes, be ſlayne and robbed, and namely now more then they were wonte, whereof remedye hath not ben made to the complaynauntes; Our ſouereigne lorde the kyng, conſyderynge the profyt, whiche may come to the ſayde realme by commynge and abydynge of marchauntes alyens in the ſame realme, and the domage and miſchiefe, whiche to them and other is done dayly by ſuche manſlaughters and robberies, and willyng to prouyde for the ſuerty and indempnytie of marchauntes and other aforeſayd, hath ordeyned and ſtablyſſhed, by the aſſent of all his parlyament, to the intent that marchauntes alyens ſhall haue the greater wyl and courage to come in to the ſaide realm of Englande and that remedy from henſforth be ſpedily made to ſuche marchauntes and other robbed accordynge to the fourme conteyned in the ſtatute late made at weſtminſter, that is to ſay, that ſolempne crie be made in all counties, hundredes, and markettes, faires and all other places, where ſolempne aſſemble of the people ſhalbe, ſo that none by ignoraunce ſhall excuſe him, that euery countrey from henſforth be ſo kept, that immediately after felonies and robberyes done, freſhe ſuite be made fro towne to towne, and fro countrey to countrey, and enqueſtes if nede be, ſhall be alſo taken in the townes by him, whiche is ſouerayne of the towne, and after in hundredes, fraunchyſes, and in the countie, and ſometyme in .ii. .iii. or .iiii. counties, in caſe whan

Solemne crie.

Freſſe ſuite. Enqueſtes.

felonies

felonyes shalbe done in the marches of the countries, so that the offendours may be attainted. And if the countrey do not answere of suche maner offenders, the peyne shalbe suche, that euery countrey, that is to sale, the people dwellyng in the countrey, shal answere of the robberies done, and of the damages, so that all the hundred, where the robbery shalbe done, or the fraunchises, whiche be within the precincte of the same hundred, shall answere of the robbery done. And if the robbery be done in the deuyses of .ii. hundredes, both hundredes shall answere, lykewyse in the fraunchises. And longer tetme shal not the countrey haue after the robbery or felony done, than .xl. dayes, within whiche them behoueth to make gree of the robbery, or of the offence, or that they answere of the bodies of the offenders.

Peyne.

Hundred.

Robbery.

Cap. xii. ¶ Item because that the meane people of the realme, and dyuerse other, whiche haue compleyned of the greuaunces done to them, of that that the purueyours of our soueraigne lorde the kyng, the queene, and of the prince, and of other, haue taken of them theyr goodes, ipuinges, and bytayles, and therof haue deliuered thein tayles, assygnynge to them a day and place to receyue theyr payment at soreyne places and farre of, where they dispended the valour of the thing so taken of them, or the double, before that thei haue receyued theyr payment, and often tymes haue tayled of all: The kynge wyllynge to prouyde a remedy agaynst suche greuaunces, hath ordeyned and stablyssed, for the quyetnes and ease of his people, that of all purueyaunces, whiche be or shalbe made to his vse, or to any others vse, within the summe of .xx. s. payment shalbe therof made incontinently vpon the purueyance made, without deliuerynge any tayle for any day or place els where to be therof assigned. And that of other purueyaunces made to the summe of .xx. s. and aboue, payment shall be made within a quarter of a yere than next folowinge, after such purueyaunces made, at certen dayes and places, accordynge as it may be moste for the ease and lesse trauayle of the people.

Purueyours.

Purueyaunce.

Tayle.

Cap. xiii. ¶ Item it is accorded and stablyssed, that al the ordynaunces made in the great counsayle holden at westmynster, the monday nert after the feaste of saynt Mathewe the apostle laste paste, together with certayne declaracions and additions made in this present parliament, be fermely kept and holden for a statute to endure for euer, whiche declaracions and additions foloweth in this maner: where as it is contayned in the saide ordynaunces that euery marchaunt, that selleth his wolles at the staple, shall be holden to warraunt the packynge of the same wolles, or if ple or debate bee moued before the mayre of the staple, betwixt the marchauntes or ministers of the same, and therupon to trye the trouth therof approued enquest shalbe taken, and if the one partie and the other be denyzen, it shall be tryed by denyzens, and if the one partie be denyzen and the other alyen the halfe of the enquest or of the proue shalbe of denyzens and the other half of alyens. And also that no marchaunte, priuy nor straunger, nor other, of what condicion that he be shall go by lande nor by water agaynst suche shyppes charged with wynes, wares, or other marchandises comynge in to the realme of England, nor other landes of the kynges, in the sea nor els where, for to forstall, by or in

Marchaunt.
Wolles.
Staple.
Enquest.
Denyzen.
Alyene.
Shippes.
Forstallyng

in other maner gluyng them ernest, before that they come to the staple, or to the porte where they shalbe discharged, nor entre the shippes for suche cause tyll the marchaundises be set to lande for to sell: It is accorded and stablis-
shed, that the warranty of packyng of wolles for dyuers mischieues, whiche the comunions haue therof perceiued, shall wholly be out. And that no man be holden to make suche warrauntie oneles it be by couenaunt made be deede enfealed. Also that no man, other than a marchaunt denyzen or alyen, that knoweth not the lawes and vsages of the staple, vsed before that the sayde ordynaunces of the staple be made, shalbe charged by the same lawes and vsages, tyll they be declared in the parlyament. And that in all maner of enquestes and proues, whiche be to be taken or made amonges alyens and denyzens, be they marchauntes or other, aswell before the mayre of the staple, as before any other iustices or ministers, althoughe the kynge be par-
tie, the one halfe of the enquest or proue shall be of denyzens, and the other half of aliens, if so many aliens be in the towne or place where such enqueste or proue is to be taken, that be not parties, nor with the parties in contractes, pleas, or other quarels, wherof suche enquestes or proues ought to bee taken: and if there be not so many alyens, and shal there be put in suche enquestes or proues as many alyens as shalbe founde in the same townes or places whiche be not therto parties nor with the parties as afore is sayde, and the remenaunt of denyzens, whiche be good men and not suspicious, to the one partie nor to the other. And that no maner shyppe, whiche is freyght towardes England or els where, be compelled to any porte of Eng-
lande, nor here to byde agaynste the wyll of the maisters and mariners of the same, or of the marchantes, to whom the goodes be, and if such come of their gree, or be driuen by tempest or other myschortune or mischife to any porte in Englande, and the maisters, mariners, or marchauntes of the same shyppes wyll sell or delyuer parte of their marchaundises with theyr good wyll, it shall be laufull for euery man to bye suche marchaundises freely without impechement, in the porte where suche shyppes shall come, albeit the sayde marchaundises be not put to lande for to sell, so alwayes that no marchaunt nor other shall go by lande nor by water agaynst suche shyppes charged of marchaundises, to forstall the same marchaundises, or to geue them ernest by waye of forstallynge, vpon the peynes conteyned in the third article of the sayde ordynaunces, so that the maisters, mariners, and mar-
chauntes, after that they haue so solde that that pleaseth them of theyr sayde goodes, and payed therof the custome, may freely departe and go with their shyppes and all the remenaunt of their goodes where as please them with-
out custome therof to be payed. And that none, of what condicion that he be, by arte nor engine make nor set disturbance to any shippe charged with marchaundises to come to any porte of England, but to the porte where the maysters, maryners, and marchauntes wyll fyrst of theyr freewyll arrue, nor after that they haue arrued, shal medle of the sale of the same marchan-
dises, nor disturbe the marchauntes nor their seruauntes, that they maye not the same by theyr owne handes, accordynge as to them beste shall seme

for

Warrantise. Packyng of wolles.

Kynge.

Mariners.

Enquest.

Custome.

for their profytte, sell and delyuer their marchaundises, at what tyme and to whom shall them best please. And if any sette disturbaunce, he shall incurre a greuous forfeyture agaynst the kynge, accordynge to the quauntee of the trespas.

Cap.xiiii. Wolles. Staple.

¶Item it is accorded and stablisshed, that shewyng of wolles shalbe made at the staple euery day of the weke, except the sonday and solempne feastes of the yere. And that no shewynge nor sale of wolles be made within three myles aboute the staple, but onely at the staple, vpon the peyne conteyned in the thyrde artycle of the ordinaunce of the staple. Sauyng alwayes that euery lorde and other man than a marchant, may freely lodge, shewe and sell his wolles, whiche be of his owne growynge, in his owne house or other place where pleaseth him.

Cap. xv. Staple bounded

¶Item it is accorded and stablysshed, that the staple of westmynster shall begynne his bounde at Temple barre, and extende to Tutehyll. And also in other cytees and townes, where staples be, the boundes of the same staples shalbe within the walles, where the cytees and townes be walled or enclosed and in the cyties or townes, whiche be not walled nor enclosed, the boundes of the sayd staples shalbe through all the citie or towne.

¶Here beginneth the statute made at westmynster the.xxxi. yere of kyng Edward the thyrde.

TO the honour of god and of holy church, it is accorded by our souerayne lorde the kynge, the prelates, erles, barons, and all the comunaltie of the said realm of England, in the parliament holden at Westminster, the monday nexte after the weeke of Easter, the yere of the reigne of our souerayne lorde kynge Edwarde of Englande.xxxi. and of Fraunce the. xvii.

Cap.i. Charter.

FYrst that the great charter, and the charter of the forest, bee fyrmely kepte holden and executed in all poyntes.

Cap.ii. Marchantes. Wolles.

¶Item where as at the greuous complaynte of the cõmens of the realme of England it was shewed, that the marchauntes, whiche bye wolles in fayres and markettes and other places by couyn and consent betwixt them do abate the pryce of wolles, and vse other weyght than is ordeyned by the statute before this tyme, in anoyaunce of the people: It is accorded and stablisshed, that proclamacion be made through the realme, that no marchaunte do suche couyn, vpon a greuous forfeyture. And if any do agaynst the same after the proclamacion, the kynge shall assigne his iustices to enquyre at the suite of the party of all that do suche couyn, and to here and determyne for the kynge and for the party. And that certaine balaunces and weyghtes of sacke, halfe sacke, and quarter, pounde, halfe pounde, and quarter, accordyng to the standard of the eschequer, be sent to all shyrryffes of England betwyxt this and the Natiuitee of sayncte John next commyng, so that they (suche balaunces and weyghtes receyued) shall make open proclamacion throughe all theyr counties, that euery man that wyll haue such balances,

Proclamacion. Couyn. Balances. Weightes. Shiriffes.

and

and weyghtes, shall come to the shyrisse before Myghelmas, to make theyr balaunces and weightes accordynge to the sayd standarde at theyr costes, without any thynge geuynge to the shirisse for to haue assay or example of the sayd balances and weyghtes, and that from henseforth none shall sell nor bye by other weyght. And if any do agaynst the same, he shalbe punisshed by fyne at the kynges wyll.

Item if any man or towne be charged at the eschequer by estretes of the Justices, of the cattalles of the fugytyues and of felons, and wyll alledge in discharge of hym an other, whiche is chargeable, he shalbe herde, and right done to the other. Cap.iii. Escheker. Estretes. Fugitiues. Felons.

Item where as the ministers of bysshoppes and other ordinaries of holy churche take of the people greuous and outragious fynes for the probate of testamentes, and for the acquytaunce therof to be made, the kynge hath charged the archebysshop of Canterbury and the other bysshops, that they therof make amendement, and if they do not, it is accorded, that the kynge shall do to be inquyre by his iustices, of suche oppressions and extorcions, to here them and determyne aswell at the kynges suyte as at the suite of the party, as in olde tyme hath ben vsed. Cap. iiii. Probate of testamentes

Item where as it is ordeyned by a statute, that the tonnes of wyne ought to conteyne a certayne numbre of galons, accordynge to the olde gauge, and nowe they be diminisshed for defaute of the gaugeours offyce euyll vsed, to the great damage of the people: It is accorded and stablysshed, that the said statute shalbe holden and kepte in all poyntes. And moreouer if any sell tonne or pype of wyne not gauged, that the sayd seller shal forfayt the same wyne or the valour, to the kynge. Cap. v. Tunnes of wine. Gaugeour.

Item where as by a statute late made it was ordeyned, that the issues, fynes, and amerciamentes of seruauntes artificers and other workmen, iudged before iustices of laborers, shulde be to the kinge after the the yeres of the tryennall quynzyme than graunted to the kynge by the commons of the realme: It is accorded and assented, that the lordes of fraunchises, whiche haue issued, fynes, and amerciamentes of labourers by poynt of charter or in other maner, shal from henseforth haue the sayd fines, issues, & amerciamentes that to him pertayneth, as longe as the iustice of laborers do endure, so alwayes that the sayd lordes make contribucion to the paymente of the fees of suche iustices of laborers, accordynge to the rate of the profyttes that they do take. Cap.vi. Fynes. Amerciamentes. Laborers. Charter.

Item it is accorded, that the statute of laborers be aswel holden in the citee and the suburbes of London, and in the .v. portes, and all maner other fraunchises, as els where in Englande. And that the kynge assygne his iustices to enquyre, here, and determyne of those that haue broughte wolles, lether and wolfelles to the parties beyond the sea, and therof haue done couyn and excesse, and otherwyse attempted agaynst the ordynaunces and the fourme of the statute of the staple. Cap.vii. Statute of laborers. Wolles. Lether. Felles. Staple.

Item it is accorded and assented, for the common profyt and ease of the people, that euery marchant and other, aswel alyen as denyzen, may bryng Cap. viii.

to

to the parties beyond the sea, whiche be of the kynges ampte, wolles, lether, and wolfelles from the v. daye of Maye nexte comynge to the feast of saynte Mychell next ensuynge, payenge for euery sacke, l. s. and for. CCC. wolfelles. l. s. and for the last of lether. C. shylynges, for the custome and subsydie of the same. And that no marchaunt nor other, that byethe wolles, shal make other refuse of wolles, than was wont to be made in tymes paste, that is to saye, of cote, gate, and vilayne fleeses, and that euery sacke conteyne. xxvi. stones: and euery stone. xiiii. pounde, accordynge to the weyght of the standard of the eschequer, and no more nor lesse. And that all the wolles, felles, and lether bought in the countrey, shalbe brought to the staples, and there shall abyde at the leaste. xb. dayes. And those that maie not there be solde or delyuered within the xb. daies, shalbe brought to the portes ordeyned for the staples, to passe from thens to the parties aforesayd, payenge the customes and subsidies aforesayd. And that no wolles vendible shalbe lodged, shewed, nor solde within thre myles of the staple, but in the same staple, saynge that euery lord and other man than marchant, may freely lodge shewe and sell his wolles, whiche be of his owne growyng, in his owne house and els where, where shall please him.

Wolles. Lether. Wolfelles.

Sacke of wolle. Stone of wolle.

Staple. Right. Subsidie.

Cap. ix. Passage of wolles.

¶ Item it is accorded & assented, that the chaunceller and treasorer, whiche for the tyme shalbe, by the aduyse of other of the kynges counsell, shall haue power to deferre the terme of passage of wolles, whan they se that nede is.

Cap. x.

¶ Item because that the fishers, bouchers, pulters and other sellers of vitayls in the citee of London, by colour of some charters, and by euyll interpretacion of some statutes made in auauntage of the people, that euery man may freely sel his vitails without disturbaunce, without that that any mayre, shyrffe or minister ought to medle of the sale: It is accorded and assented, that euery man, that bringeth vitayls, what so euer they be, in the citee, by land or by water, may freely sel the same to whom shal please him, without beyng interrupted or impeched by fyssher, boucher, pulter, or any other. And that the mayre and aldermen of the citee may rule and redresse the defautes of fysshers, bouchers, and pulters, as they do of those that sell breade ale or wyne, not withstandynge charters of fraunchises, and statutes, customes or other priuileges made or vsed to the contrary. And that the sayd maire and aldermen do and put the same in execution, vpon the peyne late ordeyned touchyng the cytee of London, so that punysshement of suche bee not made because of any singuler profit.

Vitayles. Fissher. Boucher. Pulter.

Cap. xi.

¶ Item it is accorded and assented, that in case where a man dieth intestate, the ordinaries shall depute the nerte and moste laufull frendes of the dead personne intestate to administre his goodes, whiche deputies shall haue an action to demaunde and recouer as executours of the dettes due to the sayde dead person intestate in the kinges court for to administer and dispende for the soule of the dead, and shall answere also in the kinges court to other, to whom the sayd dead person was holden and bounde, in the same maner as executours shall answere. And they shall be accomptable to the ordinaries, as executours be in the case of testamente, aswell of the tyme

Intestate. Administratour. Ordinarie.

paste

paſt as in the tyme to come.

¶Item it is accoꝛded and ſtablyſſhed, that in all caſes touchyng the kynge oꝛ other perſons where a man complepneth of errour made in the eſchequer, the chaunceller and treaſoꝛer ſhall do to come beſoꝛe them in any chamber of counſayle nygh the eſcheker, the recoꝛde and pꝛoceſſe out of the eſchequer, takynge to them the iuſtices and other ſage perſones, ſuche as to them ſemeth to bee taken. And ſhall alſo do to be called beſoꝛe them the barons of the eſchequer, to here their inſoꝛmacions, and the cauſes of their iudgementes, and theꝛupon ſhall duely exampne the buſynes, and if any errour be kounde, they ſhall coꝛrect and amende the rolles, and after ſende them in to the eſcheker foꝛ to make therof execucion as pertepneth. Cap. xii. Errour. Eſchequer Chaunceſſors. Treaſourer.

¶Item our ſoueraigne loꝛde the kynge, conſyderynge the good aydes of the comons of his realme often made to him, and the grauntes and dyuers charges, whiche they haue ſuffred becauſe of warres and other aduerſities, which beſoꝛe this tyme hath happened: In relieke of the ſaid comons he hath pardoned and releaſed to them all the eſcapes of theues and of felons, and catayles of felons and of fugitiues beſoꝛe this time fallen, whiche be not yet iudged beſoꝛe the iuſtices oꝛ put in eſtretes, and alſo all the amercyamentes not aſſered, wherof the commynaltie of the countie, hundꝛede, oꝛ towne ought oꝛ might in common and not particularly agaynſte the kynge oꝛ his heyꝛes in the eyer of the iuſtices hereafter foꝛ al the time paſt bee charged and aſmuche as pertepneth to the kynge of eſcapes, catayls, and amercyamentes afoꝛeſayd, excepte the eſcapes of clerkes conuyct out of the pꝛyſon of the pꝛelates theyꝛ oꝛdinaries. And theꝛupon hath graunted to the comminaltie of euery countie a charter of this pardon quyte of the fee of the ſeale whiche to hym pertepneth, foꝛ whiche pardon and releaſe the ſayd commons haue graunted to our ſouerayne loꝛde the kyng a quinzyme yerely to be leuied and gathered in the maner as the laſte quynzyme graunted to the kynge was leuyed, and to be payed at the feaſtes of ſaynt Mygchell and Eaſter nexte commynge by euen poꝛcions. And our ſayde ſouerayne loꝛde the king hath graunted to the ſaid commons that the ſaid quinzym ſo graunted no golde ſhalbe demaunded noꝛ leuied to the vſe of the queene, but that the ſayde commons ſhall be therof wholly diſcharged: And alſo the kynge hath graunted, that ſuch eſcapes and catayls beyng in the handes of the kinges miniſters and of other ſyngular perſons, whiche be in life, ſhalbe iudged beſoꝛe the kepers of the peace in euery countie of Englande by pꝛeſentmente, aſwell as beſoꝛe iuſtices in eyer, and the eſtretes ſhalbe made by indenture betwixt them and the collectours of the quynzym, deliuered to the ſame collectours, to leuey to the vſe of the commons in ayde of their payment of the ſayd quynzym, ſo that the ſame collectours make therof diſtribucion amonges the townes after the neceſſite of euery of the ſame, and ſuruepenge and oꝛdynaunce of the ſame iuſtices. Cap. xiii. Charter of pardon. Clerkes conuicte. Quynzyme.

¶Item it is accoꝛded, that the eſcape of theues and felons, and the catails of felons and of fugitiues, and alſo eſcapes of clerkes conuict out of theyꝛ oꝛdinaries pꝛiſon from henſoꝛth to be iudged beſoꝛe any of the kynges iuſtices Cap. xiiii. Eſcape. Clerkes conuicte.

ſtices ſhalbe leuyed fro tyme to tyme, as they ſhall fal, aſwel of the tyme paſt as of tyme to come.

Cap. xv. ¶ Item where as in the great charter it is conteined, that no ſhyrffe nor his baylyffe ſhall make his tourne by hundredes, but two tymes in the yere, in a place due and accuſtomed, that is to ſaye, ones after Eaſter, and an other tyme after Mighelmas. And nowe dyuerſe of the commons haue greuouſli compleyned them, that ſome ſhiriffes make their tournes often tymes in lent, whan the people ought to intende deuocion and other workes of charitee for remedy of their ſoules, and ſometyme after the gule of Auguſt, whan euery man almoſt is occupied about the cuttyng and entryng of his corne, wherby the people perceyueth them much greued and diſeaſed: Our ſouerayne lorde the kyng, deſyryng the quietnes of his people, hath ordeyned and ſtabliſſhed, that euery ſhyrffe from henſforth ſhal make his turne yerely one tyme within the moneth after Eaſter, and an other tyme within the moneth after the feaſte of ſaint Mychell and if they holde them in other maner that than they ſhall loſe their turne for the tyme.

Shyrffes tournes.

¶ Here begynneth the ſtatute of Herrynge made at Weſtmynſter the ſayd xxix. yere of kynge Edwarde the thyrde

For as muche as the commons of the realme of Englande, at the parlyamente holden at weſtminſter the monday nexte after the weeke of Eaſter, the yere of the reigne of our ſouerayne lorde kynge Edwarde the thyrde of Englande, xxx. and of Fraunce xxiii. haue compleined them to our ſoueraine lord the kinge, that becauſe that the people of Great Yermoth do enconnter the fiſhers bringinge Herynge to the ſayde towne in the tyme of the fayre, and do bye and forſtall the herynge, before that they come to the towne: And alſo the hoſtelers of the ſame towne that lodgeth the fyſſhers commynge there with their Herynge, will not ſuffer the ſayd fyſhers to ſell their ſayde Herynge, nor medle of the ſame therof, but ſell them at their owne will, as deere as they will, and geue to the fyſſhers that pleaſeth them, wherby the fyſſhers doe withdrawe them to come there. And ſo is the Herynge ſet at muche greater dere the than euer it was, to the greate damage of our ſouerayne lorde the kynge, of the lordes and of all the people. wherfore our ſouerayne lorde the kynge, ſeynge the miſchieues in this behalfe, by the aſſent of the great men and all the commons, hath ordeyned and ſtablyſſhed remedy vpon the ſaide miſchieues in the fourme as folowerh.

Cap. i. Herynge. First that no Herynge be bought nor ſolde in the ſea, tyll the fyſſhers bee come in to the hauen with their herynge, and that the cable of the ſhippe be drawen to the lande.

Cap. ii. Fyſſhers. Herynge. Yermouth. Hoſtelers. ¶ Item that the fyſſhers be free to ſell their herynge to all that cometh to the fayre of great Yermouth, without any diſturbaunce of their hoſtelers, or any other. And whan the fyſſhers will ſell their marchaundiſes in the porte, they ſhall haue their hoſtelers with them, if they there will bee, and in

their

their presente and the presence of other marchauntes openly shall sel theyr marchaundises. And that euerye man clayme hys parte for the takynge after the rate of the same marchaundises so solde. And the saide sale shall be made from the sonne rysynge tyll the sonne goynge downe and not before nor after, upon forfeyture of the same marchaundyses. And that the sayde fyllhers be free to bye theyr bytayls and þ that them nedeth, where shall please them. And that none hostelers nor other, bye anye for to hange in their houses by couyn nor in other maner, at an hygher pryce the laste, than xl.s. but lesse, in as moche as he maye, accordynge as he maye agree with the sellar. And that none hostelers nor none of theyr yomen, nor none other what so euer he be, commynge to the saide fayre, shall not go by lande nor by sea to forstall hearinge pryuely nor apertly, but the hearyng shal come freely unsolde unto the hauen. Nor that none make bynge of fresshe hearynge in the hauen of Yermouth betwyxt the feastes of sainte Mychell and sainte Martyne, upon peyne of imprysonemente at the kynges wyll, and to forfeite all the hearynge so boughte. And that no vessell called Pyker of London, nor of none other place, shall enter in the saide hauen to abate the faire in domage of the people, upon the peyne of forfeiture of theyr vessell, and all theyr cattayls founde within. And that all the hostelers be sworne before the wardeynes of the sayde fayre, and enioyned upon a great forfeyture to the kynge, to receyue theyr hostes wel and conenably, and to ayde and ease them reasonably takynge of euery laste that shalbe sold to other marchauntes than to the sayde hostelers. xl.d. And that of hearynge solde to the same hostelers to take in theyr houses, the same hostelers shall take nothing, and that bycause of the profittes, whiche they shall haue of vitails sold to theyr said hostes, and of the auauntage that they haue more than other of carryage of hearynge so bytheym boughte and solde in theyr houses. And that the hostelers, bycause of this ordynaunce, do not refuse their hostes, but receiue them and intreat them in good and frely maner, as they haue done before thys tyme. And that they for the auauntage of. xl.d. the last, take upon them for the payment of all the hearyng that shalbe sold by theyr assent to any persons. And the hundred of hearing shalbe accompted by. vi. score, and the laste by. x. thousande. And that the marchauntes of Yermouth, of London, or els where, sell the thousande of hearynge to the people after the rate of the price of the laste. And that the people of Yermouth sell the last of red hearynge boughte for. xl. s. fresh within. xl. dayes, for half a marke of gaine, and not aboue. And that the people of London, at suche faire shall bringe the laste from Yermouth to London for. i. marke of gaine and not aboue. And also. ii. lastes of choten hearynge fresshe shall be solde for the pryce of the rate of the byenge of a laste of full hereynge. And so of more and lesse after the same rate, and of choten hearynge redde the. ii. lastes shalbe solde derer of a marke than the last of hearynge ful red. And that bycause the carryage of a laste of choten hearynge drawyth to as moche as the laste of full hearynge, and so of more and lesse accordynge to the same rate. And that the shyppes called the Pykers, shall frely bye fresh

Forstallyng. Fayre of Yermouthe.

Pykers.

Hundred of Hearynge.

Laste of hearynge.

hearing and all other marchandises of fysches in kyrkeley, and els where
kyrkeley. vpon the cooستes of the sea, without impechement or disturbance of the hostelers of Yermouth or of any other. So alwayes that no more hearinge be discharged in the rode of kyrkeley of the fishers shyppes, but as muche as may reasonably suffise to the charge of the pikers that thyther comethe for the same cause, And that the fishers be compelled to bringe all the remenaunt of theyr hearinge to the sayde fayre to sell there. So that none sel hearinge in no place aboute the hauen of Yermouth by.vii.myles, excepte in.iii.townes of Yermouth, that is to saye, Eston, Weston, and Southon, oneles it be hearing of theyr owne fishinge. And our souerayngne lorde
barons of the.v.portes. the kinge will, that the barons of the.v.portes shall do to be kepte and gouerned the sayd fayre accordyng to the composition late made betwene the
baylyffes of Yermouth. and the people of the towne of Yermouth, confirmed by the kinges graund father. And that the same barons and baylliffes of great Yermouthe do to be kepte this presente ordynaunces in all pointes, and to be cryed in euerye sonday betwene saynete Mychel and saynct Martin, vpon peyne to loose theyr fraunchise, and to be punyshed at the kynges wyll. And that the people of yermouth suffer the sayd barons of the fiue portes to gouerne & rule the sayde fayre after the purporte of the sayd composition, and due execution to be made of this ordinaunce, vpon the peyne laste aforsayd. And these ordynaunces in the right of byeng and sellyng of hearyng shalbe holden in all the townes of England, where hearing is taken and serched, vpon the peynes aforsayd.

Cap.iii. chaunceller, treasorer, ¶Item it is accorded by our souerayngne lorde the kinge, the greate men, and al the comens in this present parlyament, that the chaunceler and treasorer taking to them iustices and other of the kinges councell suche as to them shal seme, shall haue power to ordeyne remedy of the byenge and sellinge of stockefische of sainct Botulfe, and Salmon of Barwyke, and of wines and fische of Baystruyt and els where, to the intent that the kynge and
stockefysshe salmon vvynes fysher. the people may the better be serued, and haue better market the they haue had before this time, and that the ordinaunces by them made in this party be fermely holden.

¶Here begynneth the ordynaunce of fysshe made the same.xxxi.yere

Capi.i. shyppes. blakeney ¶First it is ordeined, that al the shippes called Boggers and land shippes, perteining to ỹ hauen of Blakeney, and of the bankes holde, that is to say, the Suytor, the Wineton, Clay, Salthous Shyringham, and Crowmer, shal deliuer and discharge theyr
fysshe. fische within the hauen of Blakeney onely betwixt Beuord and Hogslete, and in none other place, vpon peyne of imprisonement at the kinges wil, and forfeiture of the same fische. And that the same fische be not deliuered nor brought out of the shyp to any house nor els where, before that the lord of the shippe, wherin the sayde fische is charged, and the marchaunt that shall bye the fische, be agreed of the price of the same by a clere day.

Capi.ii. ¶Item that no fisher nor lorde of any shyp nor none other set hande vpon

any

any fysther within the shyp for to trye, chose, or empeyre the fysshe, but only the byar or his attourney, vpon the sayde peyne. And that no fysshe called Loychfysshe, be chosen or tryed but onely in .iii. partes, that is to saye, Lob, Lyng, and Cod. And that euery of the same .iii. sortes of Lob, Lyng, and Cod be good and couenable, as in olde tyme hath ben vsed. And in case that no orgeys, that is to saye, fysshe greater than Lob, be founde in the shyppe called a fardelshyp in the hundrede of Lob, Lynge, and Cod, the maisters and maryners shal haue of euery hundred of Lob, Ling, and Cod (the hundrede accompted to .vi. score) .xx. orgeys, if there be so manye, and if there be lesse, the maisters and maryners shall haue all the orgeys. And if there be more, the ouerplus aboue the scores to euery hundred shall be put to the shyp bought in admendement of the pryce of the same to the profyte of the byar. And also by the aduyse of the marchauntes and byars of the lordes commynge to the fayre of Blakeney, and of the lordes of the shyppes a pryce shalbe set at the begynnynge, and assessed vpon the fisshe of doggerfysshe, before that any sale be made, whiche pryce shalbe holden duryng the fayre. And that the sayde fysshe be solde at suche a pryce openly and not by couyn pryuely. And that no lorde of shyppes, maryners, nor other lodge nor do to be lodged in their houses pryuely nor appertly fysshe in the mud, nor fysshe secched, for to sell agayne an other time at retaile, but al such fisshe shalbe sold resonably within the said boundes at the faire & price aforesaid, vpon the same peyn. And that no man bye nettes, hookes, nor other instrumentes perteinyng to fisshinge in the countie of Norfolke but lordes maisters and mariners of shippes, that vse the mistery of fisshyng, & which haue to do of suche thinges, vpon peyne of imprisonement, and to be raunsomed at the kinges wil, and to forfet the thinges so bought. And that no lord of shyp maryner nor other make impesshement, nor be rebell in any poynt agaynst this present ordinaunce. Nor that no mariner nor fisscher because of this ordynance, let not nor refuse to go in fisshyng, as before tymes they were wont to do, nor distourbe couenant made betwene marchāt and lorde of shyp, vpon peyne of imprisonment, and to be raunsomed at the kinges wyl. And that vpon the same a writ be sent to the shirffe of Norfolke, ỹ at euery mans complaynt, that wyll sue for the kyng or for him self against those that in any poynte commeth agaynst this ordynaunce, he shall do the same rebelles and trespassours to be attached, and them deteine in prison til the kyng and his counsell haue ordeyned of them that right requireth after the quantitie of their trespas.

Fysther. Loychfisshe.

Orgeys.

Doggefish.

Nettes. Hookes.

Maryner.

¶ Here begynneth the statute made at vvestmynster, the .xxxiiii. yere of kyng Edvvarde the thyrde.

THese be the thynges, whiche our soueraigne lorde the kyng, the prelates, lordes & the comens haue ordeined in this present parliament, holden at Westminster the sonday nexte before ỹ feast of the conuertion of saint Paule, to be holden and published openly thrzoughe the realme.

Cap.i. Iustices of peace.

Firste that in euery countie of England shalbe assigned for the keepinge of the peace, one lorde, and with him iii. or. iiii. of the moste valyaunt men in the countie, with some lerned in the lawe, and they shall haue power to restraine the offenders, ryotours, and all other baratours, and to pursue, arrest, take and chastyse them accordynge to theyr trespas and offence. And do to be imprisoned and duelye punyshed accordinge to the lawe and customes of the realme, and accordinge to that that to them shall seme best to do by theyr discretions, and good auisemente: and also to enforme them and to enquyre of all those that haue bene pilours and robbers in the partyes beyonde the sea: and be nowe come agayne, and goeth wanderynge and will not labour as they were wonte in times paste, and to take and arrest al those, that they may finde by enditement or by suspection, and to put them in prison, and to take of al them that be not of good fame, where they shall be founde, sufficient suertye and mayntynte of theyr good bearynge towardes the kynge and his people, and the other duelye to punishe, to the intent that the people be not by suche ryotours or rebelles troubled nor endamaged, nor the peace disanulled, nor marchauntes nor other passynge by the high wayes of the realme disturbed, nor put in the perill which may happen of suche offendours. And also to here and determine at the kynges suite, al maner of felonies and trespas done in the same countye, accordyng to the lawes and customes aforesayd. And that writtes of Oyer and determiner be graunted accordyng to the statutes therof made, but that the iustices, whiche shall be therto assigned, be named by the courte, and not by the party. And the kinge will, that al general enquyries before this time graunted within any seignories for the mayntenues and oppressions whiche haue bene done to the people, by suche enquyres shall cease openly and be repelled. And that fines which be to be made before iustices for a trespas done by any persone by reasonable and iuste hauing regarde to the quantyty of the trespas, and the causes wherupon they be made.

enquyryes.

fynes

Cap.ii. Takynges. Purueyours

Item it is accorded, that takinges shal not be from henceforthe made by other than the purueiours of the kinge, of the queene, and of the prynce, theyr eldest sonne, and that if anye other mannes purueyours make suche takinges, it shalbe done of them as of people whiche do without warrant. And theyr dede iudged as a thinge done against the peace and the lawe of the land. And such as do not in the maner aforesaid, shalbe duely punished.

Cap.iii. purueiãces Purueyours.

Item of purueyaunces, made to the vse of the queene and of the prynce of pultry and of other small thinges, payment shalbe made in hande vpon the takinge. And of other great purueyaunces wythin the monethe or. ii. wekes in the countyes where they shalbe taken. And that the noumber of suche purueyours be abridged in as muche as conuenyently may for the ayde and quietnes of the commen people.

Capi.iiii. shryffes. Panels.

Item because that shryffes and other ministers often do araye theyr panels in all maner of enquestes of people procured and moste farre of, of the countyes, which haue no knowledge where of the enqueste shalbe taken: It is accorded that such panels shalbe made of the next people, which shall

not

not be ſuſperte noꝛ pꝛoeured. And that the ſhyꝛyffes, cozoners and other ministers, whiche doth agaynſt the ſame, ſhalbe punyſſhed befoꝛe that the iuſtices take the ſayde enqueſte, accoꝛdynge to the quantytie of theyꝛ treſpas, aſwell agaynſt the kynge as agaynſt the partie foꝛ the quantitie of the damage whiche he hath ſuffred in ſuche maner. coroners. Enqueſte.

¶ Item it is accoꝛded, that they whyche ſhalbe aſſigned to kepe the peace ſhall haue power of meaſures and alſo of weight, accoꝛdynge to the ſtatute therof made the. xxv. yere of the reigne of our ſoueraigne loꝛde the kynge, wherin is conteyned the fourme that foloweth. Where as bery great domage and diſeaſe is done to the people, by ſo muche that diuers marchauntes vſe to bye and wey wolles and other marchaundiſes by a weyghte that is called Auncell: It is accoꝛded and ſtablyſſhed, that this weighte called Auncell betwixt the byar and the ſellar ſhalbe holly put out. And that euery man ſell and bie by the balaunce, ſo that the balaunces be euen, and the wolles and other marchaundiſes euenlye weyed by ryghte weyghte. And that the ſacke of wolle wey no moꝛe but. xxvi. ſtones, and euerye ſtone ſhall wey. xiiii. li. and that the beame of the balaunce ſhall not bowe nother to the one parte noꝛ to the other. And that the weighte be accoꝛdynge to the ſtandard of the eſcheker. And if any byar do agaynſt the ſame, he ſhalbe greuouſly punyſſhed, aſwell at the ſuite of the partye as at the kynges ſuite. Cap. v. Meaſures. Vveyghtes. Iuſtices of peace. Auncell. vveyght. Balaunce. vvolles. Sacke of vvolle. vvayghtes & meaſures.

¶ Item where as it is conteyned in the great charter, that one meaſure be vſed thꝛoughe the realme, which charter hath not bene holden well in this point befoꝛe this tyme: It is accoꝛded and aſſented, that all the meaſures, that is to ſay, buſchell, halfbuſchell, pecke, galon, potell, and quarte thꝛough Englande within fraunchyſe and without, ſhalbe accoꝛdyng to the kynges ſtandarde. And the quarter ſhall conteyne. viii. buſchels by the ſtanderde and no moꝛe. And euery meaſure of coꝛne ſhall be ſtiked wythoute heape, ſaupnge the rentes and fermes of loꝛdes, whiche ſhalbe meaſured by ſuche meaſure as they were wont in times paſt. And the puruepours of the king, the queene, and of all other, ſhal make their puruepances by the ſame meaſures ſtriked and in the ſame maner. And that at all tymes, whan nede ſhal be, the kynge ſhall aſſygne certein iuſtices in euery countie of Englande, to enquire heare and determyne vpon the poyntes afoꝛeſayde, and ſo make punyſſhement therupon accoꝛdynge to euery treſpas, aſwell at the ſuyte of the partye as at the kynges ſuyte. So alwayes that all maner of fraunchyſes be ſaued to the loꝛdes in all pointes, whiche thinges the kynge wyll that they ſhall be cryed in euery countye within fraunchiſe and without betwyxt this and the feaſt of Eſter neyte commyng, to the intent that they be holden and kepte in all poyntes. And that the ſayde kepers of the peace enquire and puniſche all thoſe, whome they ſhall fynde to haue done agaynſte the ſayde ſtatute after the ſaid pꝛoclamation made. And alſo the ſaide pꝛoclamation ſhall be made in cyties, bourghes, and townes enfraunchyſed, that the ſayd artieles be holden and kepte in all poyntes, vpon the peynes conteyned in the ſtatute made the. xxviii. yeare of the reygne of oure ſoueraygne loꝛde the kynge that nowe is, touchynge the cytie of London and Cap. vi. Meaſures. buſhell. ſtandarde. Purueyours. Iuſtyces Proclamation.

other cytyes and bourges of the realme. And if they kepe not the sayde articles, the kinge in theyr defaute shal do the same statute, made of the same peynes, to be put in execution against them.

Cap. vii. Attaynt. ¶ Item it is accorded against the falsitie of iurours ꝑ euery man agaynst whom they passe, may haue the attaynte as well in plee reall as personall. And that the attaynt be graunted to the poore people whiche wil affie that they haue nothing therof to make fine, sauing theyr countenaunce without fine, and to al other by easy fine.

Cap. viii. Iourers. Enquestes. ¶ Item in euerye plea, whereof the enqueste or assyse dothe passe, if any of the partyes wyl sue agaynst any of the iurours, that they haue taken of his aduersary, or of hym, for to say theyr verdict, he shalbe herde, and shall haue his playnt by byl mayntenaunte before the iustices, afore whome they dyd swere, and that the iurour be put to aunswere without anye delaye, and yf they plede to the countrey, the enqueste shall be taken mayntenaunte. And yf anye man other than the partye wyll sue for the kynge agaynste the iurour, it shall be herde and determyned as afore is sayde: And if the iuroure be atteynted at the suyte of other then the party and maketh fyne: the partye that sueth shall haue halfe the fine. And that the partyes to the plea, shall recouer theyr damages by tarynge of the enqueste. And that the iurour so attaynted haue the pryson of one yeare, whyche imprysonement the kinge graunteth, that it shall not be pardoned for no fyne. And if the partye wyl sue̅ by wryt before other iustyces, he shall haue the suyte in the fourme aforesayde.

Capi. ix. Laborers. ¶ Item it is accorded in this present parlyament, that the statute of laborers of olde time made, shall stande in all poyntes, excepte the pecunyat peyne, whiche fromhensefoorth is accorded, that the laborers shal not be punysshed by fyne and raunsome. And it is assented that the sayde statute shal be enforced in punishment of laborers in the fourme folowinge, that is to saye, that the lordes of townes may take and imprison them by .xb. dayes if they wyll not iustyfye theym selfe. And than to sende theym to the nerte iayle, there to abide tyll they will iustify them by the fourme of the statute.

Maynprise. shryffe. iaylour. Vvorkmen & Labourers. Carpenters. Masons. And that the shyriffe iaylour or other minister shal not let the̅ to no maynprise nor bayle, and if he do, he shall paye to the kynge .x.li. and to the partye .C.s. nor that the shyriffe, iayloure nor other minister shall take no fee nor porterage of pryson, nor at his entringe nor at his commynge out, vpon the same peyne. And that aswell carpentars and masons be comprysed in this ordinaunce as al other laborers, seruauntes and artysycers. And that the carpenters and masons take fromhensforth wages by the daye, and not by the weke, nor in other maner. And that the chiefe maysters of carpenters and masons take foure pence by the daye, and the other three pence or two pence according as they be worthe. And that all allyaunces and couynes of masons and carpenters, and congregacions, chapyters, ordynaunces, and othes betwyxte theym made or to be made, shall be fromhensforthe voyde and holly annulled, so that euery mason and carpenter, of what condicion that he be, shall be cōpelled by his maister to whom he serueth to do

euery

euery woꝛke that to hym perteineth to do, oꝛ of free stone oꝛ of rough stone. And also euery carpenter in his degree. But it shalbe lauful to euerye loꝛde oꝛ other, to make bargayn and couenaunt of their woꝛke in gros with such laboꝛers and artificers whan please them, so that they perfourme suche woꝛkes well and laufully accoꝛdynge to the bargayne oꝛ couenante with them therof made.

Capi. x. Artificers, Shryffe.

¶ Item of labourers and artificers that absente them out of theyꝛ seruyces in an other towne oꝛ an other countye, the partie shall haue the suyte before the iustices, and that the shyꝛyffe take hym at the fyꝛst day as is conteyned in the statute, if he be founde, and do of hym execution as afoꝛe is sayde, and if he retourne, that he is not founde, he shall haue an exigend at the fyꝛst day, and the same pursue tyll he be outlawed, and after the outlagary, a wꝛyte of the same iustices, shalbe sent to euery shyꝛyffe of England, that the party wyll sue, to take him and to sende hym to the shyꝛiffe of the countye where he is outlawed, and whan he shalbe there bꝛought, he shall haue there imꝑisonment, tyll he wyll iustify hym selfe, and haue made gree to the partie, and neuertheles foꝛ the falsyte he shalbe bꝛente in the foꝛhead with an yꝛon made and fourmed to this letter. F. in token of falsyte, yf the partye greued the same wyll sue. But this peyne of bꝛennynge shall be put in respyte tyll saynt Michell next ensuynge, and than not executed, onles it be by the aduyse of the iustyces. And the yꝛon shall abyde in the custodye of the shyꝛyffe. And that the shyꝛyffe and some baylyffe of the fraunchyse be attendyng to the pleyntyfe to put this oꝛdinaunce in execution, vpon the peyne afoꝛesayd. And that no laboꝛer, seruaunt, noꝛ artificer shall take no maner of wages the festyual dayes.

burnyng in the forheed.

vvages.

Capi. xi. Iustices of laborers.

¶ Item if any laboꝛer, seruaunt, oꝛ artificer absent hym selfe in anye cytie oꝛ bourgh, and the partie pleyntyue come to the maire and baylyffes, and requyꝛe delyuery of his seruaunt, they shall make hym delyuerye without deleye. And if they refuse to do the same, the partie shall haue his suyte agaynste the mayꝛe and baylyffes beꝛoze the iustyces of laboꝛers. And yf they be therof atteynted they shall paye to the kynge. x. pounde, and to the partye. C. s.

Mayre, baylyffes.

Cap. xij

¶ Item where as the commens haue cõpleyned them of eschetours, which by colour of theyꝛ office haue seysed muche landes and tenementes as foꝛfeit to the kyng foꝛ treason surmysed in dead persons, which were neuer atteynted in theyꝛ lyues, the kinge therof hathe good regarde, but bycause he and his pꝛogenitours haue ben seased of the foꝛfeytures of wares of all tymes, the kinge wyll not extende hym selfe of suche ryghte, wherof he founde his crowne seased, and his ryghte wyll continue of suche foꝛfeytures fallen in his tyme and in the tyme of his father, in the maner as hath ben vsed, neuertheles of his speciall grace he wyll and graunteth, that of suche foꝛfeytures fallen in the tyme of his graundfather and all his pꝛogenitours beꝛoze, as soone as an enquest shalbe therof returned in the chauncery by eschetour oꝛ other, whiche hath power to enquyꝛe, that the tenaunt shall not be out of his possession, but shall be warned by Scire facias to be

Forfeyture, eschetour.

at a certeyne daye to answere to his Scire facias if he will. And if any such forfeiture be nowe or shalbe seased of the same tune, that the kinges hande shall be out thereof, so alwayes that in all other cases of forfeiture of treason of dead persons not attainted or iudged in theyr lyues, theyr heires nor theyr landetenauntes shall not be impeched nor chalenged, nor of none other forfeyture, except the forfeytures in olde tymes iudged after the death of the persons by presentment in eyer or in the kynges benche, as of felons of them selfe and other.

Cap. xiii. Eschetours, enquestes,

Item it is accorded, that euery eschetour shall take his enquestes of his office of good people and lawefull, whiche be suffycyentlye enheryte and of good fame, and of the same countye where the enquyre shall be, and that the enquestes so taken be endented betwixt the eschetours and the iurours. And yf it be other wyse done, that suche enquestes be holden for voyde. And the kinge will that suche enquestes be taken in good townes openlye and not preuely.

Cap. xiiii. Eschetour,

Item it is accorded, that where landes or tenementes be seased into the kynges hande by office of the eschetour, conteyning that the kinges tenant made therof Alyenation without the kinges lycence, or that the kinges tenaunt by knightes seruyce dyed seased of the landes and tenementes aforesayd in his demeyne as of fee, and his heyre within age, and after the cause certified in to the chauncerye, and he whose landes be seased come into the chauncery, and will trauers the office, whiche was first taken by the kynges commaundement, and that the sayd landes be not seysable he shall be therto receyued: and if it be founde by the second office for the partye, bothe the two offices shall be sente into the kinges benche, and there tryed according to the lawe.

Trauers chauncery.

Cap. xv. Alyenacion,

Item it is accorded, that the alyenacions of lãdes and tenemẽtes made by people, whiche holde of kinge Henrye great graundfather to the kynge that nowe is, or of other kinges before hun, to holde of theim selfe, that the alyenations shal stande in theyr force, sauinge alwayes to our soueraigne lorde the kinge his prerogatiue of the time of his graundfather his father and of his owne time.

Cap. xvi. Nonclaym.

Item it is accorded, that the plea of Nonclame of fynes, whyche frome henceforthe be to be leuyed, shall not be taken nor holden for anye barre in tyme to come.

Cap. xvii. Marchantes irelande,

Item it is accorded, that al the marchantes, as wel alyens as denisens, may come into Ireland with theyr marchaundyses and from thens freely to returne with theyr marchaundises and bytayles without fine or raunsome to be taken of them, saunge alwayes to the kinge his auncyent customes and other deuoyers.

Cap. xviii irelande,

Item that the people of England, aswell religious as other, whyche haue theyr heritage and possessions in Irelande, maye bryng theyr corne, beastes and vitales to the sayde land of Irelande, and from thense to recary theyr goodes and marchaundises into Englande freelye withoute impechement, paying their customes and theyr deuoyers to the kynge.

Item

¶Item bycause that marchauntes alyens and denysens by an euyll cu- Cap. xix.
stome rysen ak late, haue bene constrayned to paye custome and subsidie for Custome.
their canuas, with whyche theyr wolles be packed: It is accorded ỹ suche canuas. Subsydye.
canuas with their corriers, shal from henssorth be allowed to them without
paying custome or subsidie for the same.

¶Item it is accorded, that the passage of corne shall be defended in all the Cap. xx.
portes of Englande, so that none haue lycence nor warraunt to passe with Passage of
suche corne in any wyse, oneles it be to Caleys or Gascoyne, or to other spe- corne.
ciall places, which it behoueth ỹ the king do to be warned of ỹ corne of En-
gland, and that at his owne ordinaunce.

¶Item where as in the parlyament late made vpon the ordynance of the Capi. xxi.
staple in Englande it was ordeyned, that marchantes alyens shuld bringe
wolles and other marchandyses of the staple ouer the sea, and that no mar
chaunt denysen shulde make passage of them. And after by the assent of the
kynge and of his counsell for certeyne enthesons, passage was graunted
of the sayde marchaundyses of denysens, and thervpon proclamatiõ made Passage of
and sent to the customers to dyuers portes, to suffre them to passe tyll a cer- Vvolles.
teyne tyme, payinge the customes and subsydyes as alyens, and bycause
that the sayd marchauntes denysens doubteth them to be impeched in time
to come for their marchaundyses, whiche they haue so passed by vertue of
suche graunte and proclamatyon, for as muche as they were made oute of
the parliamente: The kynge wyllynge to prouyde for theyr suretye in thys
behalfe, hath ratified and confyrmed in this present parlyamẽt the passage
that they haue made of Wolles, and of theyr other Marchaundyses to the
partyes beyonde the sea, after the graunt and proclamation aforesaid. And
graunteth to them such passage from henssorth without chalenge or impe-
chement of any, so alwayes that they pay the sayd custome and subsidy tyll
saint Michel next commyng, as they haue payed before this time after that
the said subsidie was graunted.

¶Item it is accorded in this present parliament, that euery person, which Cap. xxij.
fyndeth Fawcon, Tercelet, Laner or Laneret, or other Fawcon that is lost
of their lord, that mayntenaunt he bring the same to the shiriffe of ỹ county
And that the shiriffe make proclamation in all ỹ good townes in the coun-
ty, that he hathe suche an hawke in his custody. And if the lord, which lost ỹ Haukes.
same, or any of his meyny cometh to chalenge him and proueth reasonably shyryffes.
that the same is his lordes, let hym pay for the costes, and haue the fawcõ.
And if none come within. iiii. monethes to chalenge him, that thã the shiriff
haue the fawcon, makynge gree to him that dyd take him, if he be a symple
man, & if he be a gentylman and of estate to haue the fawcon, that than the
shiriffe redelyuer to him the fawcon, taking of hym resonable costes for the
tyme that he had him in his custody. And yf any mã take suche fawcon, and
the same conceyle from the lord, whose it was, or frõ his fawconers, or who
soeuer taketh him from the lord, and therof be atteinted, shal haue imprison
ment of. ii. yeres, and yelde to the lorde the price of the fawcon so cõceiled &
caried away, if he haue wherof, & if not, he shal the lengar abyde in pryson.

Here

ANNO. XXXV.

Here begynneth the ordynaunce made of Hearing in the .xxxv. yere of kyng Edvvarde the thyrde.

THough that late at the procurement of some, doing vs and our councel to vnderstand, that bycause that the hostes of our town of great Yermouth, which lodgeth ỳ fishers coming there wyth theyr hearing in the time of the fayre, will not suffer the said fishers to sel theyr hearinges, nor to medle with ỳ sale of ỳ same, but sell theym at theyr owne will as deere as they will; and geue the fyshers that pleaseth them, so that the fishers do withdraw them selfe to come there, & the hearing was set at a greater darth than it was before. Amõges other thinges it was ordeyned by vs and our counsell that the sayde fyshers of hearing should be free to sell theyr hearinge to all people that will Herynge. come to the saide fayre of Yermouthe, withoute anye disturbaunce of theyr hostes or any other. And when the sayd fyshers would sel theyr marchaundises in the porte, they should haue theyr hostes with them, if they wold be there, and in theyr presence, and in the presence of other marchaũtes, openly shoulde sel theyr marchaundises to whom theym pleased. And if other marchauntes present wold haue parte of the sayde marchaundises, euerye of them shoulde haue for his parte vppon the takinge, after the rate of the same marchaundises so solde. And the sayde sale shall be made from the sonne rysinge tyl the sunne goynge downe, and not before nor after.

Hostelers. And that no hostelers nor other, bye hearinge to hange in his house by couin nor in other maner at an higher prycе the last than .xl.s. Neuertheles bycause it is shewed to vs, and to our councell by peticion in this presente parlyament, that the sale of hearing is much decayed, and the people gretly endomaged by the pointes aforsayd, that is to say, that many marchãtes commynge to the fayre aswell labozers and seruauntes as other do bargayne hearinge, and euery of them by malice and enuye encrease vpon other, and if one profer .xl.s. an other will profer .x.s. more, and the thyrde .x.s. and so euery surmonnteth other in the bargayne, and such profers extende to more than the takinge of the hearinge vppon whiche the fyshers profered it to sell at the beginninge: and when that euerye man claymeth his parte of the hearinge for the price accorded, he shal haue his parte and the hearinge shall be so deuided amonges them, that the fisher is so muche greued and delayed in the gatheringe of his syluer, that he shulde demaund of so many persons, that he leseth his marte and the auauntage of his fyshynge. And also in that that no freshe hearinge is put to sale, but frome the sonne rysinge till the sonne goinge downe, and not before nor after whiche is to the great losse of fysshers, and apparinge of the hearinge, and damage of the people that shall bye the same, for the fishinge is more by night than by daye, and often it chaunceth, that the fishers be so longe and so charged, that they come to the towne after the sonne going downe, or ly tell before, so that they may not sell theyr hearinge in the tyme for the sale lymytte, so that they must abide al the night & the day after vppon the same Hearynge. of theyr hearinge, and lose many martes & profittes of theyr fishinge. We

perceyue

perceiuing the mischieues and greuaunces aforesaid, by the aduyse & assent of our parliament will & graunt, that it shalbe lauful to euery man, of what condition that he be marchant or other, to bye hearinge openly and not priuely at suche prise as may be agreed betwixt him and the sellar of the same hearing. And that no man enter in bargaine vppon the bienge of the same till he that firste commeth to bargaine, shall haue an ende of his bargaine greable to the sellar, and that none encrease vpon other duringe the fyrste bargaine, vppon peyne of forfeiture againste vs the double of his prefer, but euery man shal haue the hearing so bought accordinge to the bargaine therof made. And that euerye fisher maye deliuer and sell his hearinge and fysche at euery mart, whan he cometh to the said towne of great Yermouth, without any disturbaunce or impechement: not withstandynge any ordynaunce made to the contrary before this tyme.

¶ Here begynneth the statute made at vvestmynster, the, xxxvi. yere of kyng Edvvarde the thyrde.

TO the honour & pleasure of God, and amendement of the outrageous greuances & oppressions done to ỹ people, & in relefe of their estate, kyng Edward at his parlyament holde at Westm, at the xv. of saint Michel, ỹ. xxxvi. yere of his reigne, at the request of his comens by their peticions deliuered to him in the said parliamẽt, by assẽt of the prelates, dukes, erles, barons, and other greate men in the said parliament assembled hath graunted for him and his heires for euer the articles vnderwritten.

FIrst that the great charter and the charter of the forest and ỹ other statutes made in his tyme, and in the tyme of his progenitours, be wel and surely holden and kept in all poyntes. Capi. i. Charter.

¶Item for the greuous complemt, which hath ben made of ỹ purueyours of bytayls of the howses of the kynge, the Queene, their eldest sonne, and of other lordes and ladyes of the realme, the kynge of his owne wyll wyth out motion of the great men or commens, hathe graunted and ordeyned in ease of his people, that from henssorth noman of the said realme shal haue any takynge, but onelye hym selfe and the Queene hys compaygne. And moreouer of the assent aforesayd it is ordeyned and stablysshed, that vpon suche purueyaunces from henssorth to be made for the houses of the kynge and the queene, redy payment shalbe made in hande, that is to say, the price for whiche suche bytayls be solde commonly in the marketes aboute. And that the heynous name of purueyoure be chaunged and named byar. And yf the byar maye not well agree wyth the sellar of that that he shall nede, than the takynges whiche shall be made for the said houses, shalbe made by the viewe, testymonye, and appreciation of the Lordes or theyr baylyffes, constables and foure good men of euerye towne, and that by indenture to be made betwixte the byars and the saide lordes or baylyffes, constables, and foure men conteynynge the quantytye of their takynges, and of the pryce, and what personnes. And that the takynges be made in conenable Cap. ii. Purueyour. Byar. takynges.

and

and easy maner without duresse, compulsion, manace, or other bilany. And that the takinges and byenges be made in suche places, where greatest plente is, and that in a conuenable time. And that no more be taken than shalbe needful in the season for the said .ii. houses. And that the number of the byars be minished in as muche as wel may. And that suche be byars whiche be sufficient to answere to the kynge and his people, and that none of theym haue deputye, and that the commissions be sealed with the great seale, and euery halfeyere restored in the chauncery, and other newly made. And that in the sayde commissions be comprysed all the matter and maner of theyr takinges and byenges. And that the sayde commissyons be made vpon the ende of the sayd parlyamente, and than all the other commissions of purueyours heretofore made be holye repealed. And that no man be bounde to obeye to the diets of other lordes against theyr gree and wil, nor to the byars of the sayde houses, oneles they make redy payment in hand as before is sayde. And that no man be put in contempte by cause of disobedience made in this behalfe. And that the takynges of all maner of tyme and malte for the sayd two houses be measured by measure accordinge to the standarde stryked and not by hepe. And for the caryages of the sayd corne and malte, and for all maner of takynges and byenges to be made for the said .ii. houses, redy payment be made in hande in the same maner as for y takinges and byinges aforesaid. And that there be no more cariage taken then needeth and shal be necessary in this behalfe. And if any byar after the new commissions made, make any takinges or byeng, or taking of cariage in other maner then is comprised in theyr sayde commissions, he shall haue punishement of life and of membre, as in other statutes is ordeined of purueyours.

Commission

Corne.

caryage.

Cap. iii. byars of vytayles. Takers of caryage.

Item that no byars of vitayles, nor takers of cariages, take nor receyue of any, one or other, any thinge for sparing to be made, nor shal not charge nor greue anye man by occasion of suche takinges, byenges, and caryages, for hatred, euill will prorutringe, and if he do, and be therof attynted, at the suyte of the partye, he shall yelde to the partye hys treble damage, and shall haue imprisonment of two yeares, and also be raunsomed at the kinges will, and after forswere the courte. And if the partye wyll not sue he that will sue for the kinge shal haue the thirde peny of that that shalbe recouered for his labour. And neuertheles the byar and taker shall haue the peyne as before is sayd in the same article. And that euery byar for his acompt shal declare and deuide seuerally all the takinges and byenges of euery county, towne, village, and person.

Takynges.

Capi. iiii. byars of vitayles. takers of caryage. commyssion.

Item to refrayne the malice of byars of vitailes and takers of cariages commissions shall be made to two good men and lawfull of euerye county, and the thirde shall be of the kinges house named in the sayd commyssions, so that if any of the three come not, that the two shall proceede to enquyre of the behauiour and actes of the sayde byars and takers. And howe much the same byars haue taken and boughte, and howe muche caryage the sayd takers haue taken seuerally of euery towne or singuler persones.

And

And to heare and determyne the contemptes, outrages, and treſpaſſes, done in this behalf, aſwell at the kynges ſuite as at the ſuite of euerye man that will complayne of them. And for information to be made to the ſayde iuſtyces of the thinges aforeſaide the ſtewardes, treaſorer and countroller of euerye of the ſayde two houſes, ſhall aſſemble and call before theym all the clerkes and other officers what ſo euer they be, of euerye office of the ſayde two houſes, and ſhall ſee the receiptes of the percels prouyded in the countrey and diſpended in the ſayde two howſes. And at euerye quarter or halfe yere they ſhall certifie in the chauncerie, the percels taken in euery towne, and of euery perſon, and the chauncellar ſhal ſend this certification to the iuſtices, whiche ſhall be ſo aſſygned. And yf it be founde in the countrey by euidence of their indētures or in other maner, that they haue taken more than they haue delyuered in to the ſayde two howſes, and that they haue not paied for that that they haue taken, at the ſuite of the partie, or at the kynges ſuite, he ſhal haue peine of lyfe and of membre, as afore is ſayd. And that this ordynaunce extende and holde place aſwell againſt the purueyours for the greate horſes of the ſaid two houſes, as againſt the byars and takers before named.

Oyer & terminer.

Chauncery certificat.

Horſes.

Item that no man of the ſayde two howſes, holde more of the ſayde horſes in the lyuerye, where theſe howſes ſhall be, than is ordeyned by a ſtatute of the kynges houſe. And yf any do otherwyſe, yf the horſes founde ouer the numbre lymitte to him by the ſtatute, it ſhalbe done as the ſaid ſtatute wyll. And that no man of ſuch houſes, of what eſtate or condition that he be, haue purueyour or forgoer, to make any purueyaunce or takyng for any man of the ſayde two houſes, but that they or their people bye that that them nedeth, of them that wil ſell the ſame of their good agrement and pay redyly in hand, accordyng as they may agre with the ſellars: and yf they do otherwiſe, ſuch punyſhement ſhalbe made vpon them, as afore is ſaid of the byars. And that hunters, fawconers, ſeriēaūtes at armes, & al other, which be at wages, or perteynyng to the ſaid .ii. houſes, ſhall haue ỹ ſame penance if they come againſt the ſame.

Cap. v.

Horſes.

Purueyour. Forgoer.

Hunters. Fauconers. Seriēantes at armes.

Item that no lorde of Englande, nor none other of the ſaide realme, of what eſtate or condition that he be, excepte the kynge and the queene, ſhal make any takynge by hym or any of hys ſeruauntes, in anye maner, of any victayles, but ſhall bye the ſame that theym nedeth of ſuche as wyll ſell the ſame of theyr good gree, and for the ſame ſhall make redy payment in hand accordynge as they may agree with the ſellar. And in the people of lordes, or of other, do in other maner, and therof be atteinted, it ſhalbe done of the ſuche punyſhment of lyfe and of membre, as is ordeyned of the byars.

Capi. vi. Takynge. Lordes.

Capi. vii. ſtaple. Mayre del ſtaple.

Item though it be ordeyned by the ſtatute of the ſtaple, that the mayres and conſtables of the ſayde ſtaples ſhall haue iuriſdiction and conyſaunce within the townes, where the ſtaples be, of the people and of all maner of thinges touchynge the ſtaple, and of felonyes, mayhems and treſpas done within the ſtaple: It is accorded and aſſented, that the ſaid maires and conſtables ſhall haue conyſaunce onely of dettes couenauntes, and contractes

and

and al other plees, touchinge marchaundise and suretye of marchaundise betwixt marchauntes, whiche be marchauntes knowen, and processe of felonies, and al other places, as wel within the staple as without shalbe at ỳ commen law as they were before the making of the staple, and notwithstãdinge the saide statute. Sauinge alwaies, that the marchauntes aliens (be they pleyntiffes or defendauntes) maye sue theyr playntes and quarels alwel of trespas as of other what they will, before the mayre of the staple by the lawe of the staple, or els where at the commen lawe, as is conteyned in the sayd statute of the staple. And that the kynge and all other lordes within theyr seignioueries, haue and enioy theyr fraunchyses, iurysdictions and priuyleges as they had before the same statute made, so alwayes that the mayre of the staple haue power to take recognisaunces of dettes of euery person (be he marchaunt or other) in the same maner as is conteined in ỳ same statute of the staple.

Recognisãce

Cap. viii. Pryst e s larye.

Item the kyng at the prayer of the comens, shewinge to him by peticion, howe that prestes be become very skante after the pestilence, to the great grenaunce and oppression of the people, hathe spoken to the archebyshop of Canterbury and the other byshops, being in the parliamente, to set therupon a conenable remedy, whiche archebishoppes and bishoppes at the motion of the kinge and of the great men said in the same parliament ỳ they haue theruppon ordeined in certen, that is to say, that the peyne of parisshe prestes by anye maner coloure receyuinge aboue .vi. markes, and other yerely singinge, and not entending the cure of soules, takinge aboue .v. markes, without the bishops dispensation and suspension of theyr office if they within the moneth make not restitucion to the vse of the churche, in whiche they singe, of that that they haue aboue receiued. And the peyne of people of holy church, gyuynge aboue .vi. markes or .v. to parisshe prystes, or other yerely singinge as afore is sayde, is to paye the double of that that they do excessiuely paye, to be conuerted to the vse of almes at the arbitremẽt of the diocesan of the same place. And al maner prestes entending their prayer seruice, as yerelye singynge, shall serue the parisshes, and be attending to the cure of soules, as he by the ordinaries of the place, or by them to whom he attayneth, shalbe requyred, vpon peyne of suspencion of theyr office, whiche they shall incurre vpon the dede, if they within the .xx. dayes after that they shal be requyred be not obedient to suche requestes. And that no priest passinge frome one diocesse to an other, shalbe receyued there to synge diuine seruice oneles he shewe to the diocesan of the place letters commendatory of the byshop, in whose dyocesse he last before dwelled. Wherfore the kinge by the assent of the greate men, and commens hath ordeyned, that if any seruier man of the realme pay any more than .vi. marckes to any priest, yerelye in money or in other thinges to the valour, or if he paye to suche priest, retayned to abide at his table, aboue .xl. markes for his gelyne and his other necessaries (his table accompted to .xl.s.) and therof he attayned, he shall paye to the kinge fully as muche as he payed to the sayde preste.

¶ Item if any man that feleth him selfe greued contrary to anye of the ar- Capi. ix.
ticles above written, or other conteyned in dyuers statutes, come into the Chauncery.
chauncery, or any for hym, and therof make his compleint, he shall mayn-
tenaunt there haue remedy by force of the said articles & statutes without
els where pursuyng to haue remedy.

¶ Item for myntenaunce of the said articles and statutes, and redresse of Capi. x.
dyuers mischiefes and greuaunces, which dayly happeneth, a parlyament parliament.
shalbe holden euery yere, as an other tyme was ordeined by a statute.

¶ Item the kynge by the assent aforesaid, haunge regarde to the graunte Capi. xi.
that the commons haue graunted now in this parliamēt of wolles, lether vvolles.
and wolfelles to be taken for thre yere: wyll and graunt, that after the saide
terme passed, nothynge be taken nor demaunded of the sayd commens, but
onely the auncyent custome of halfe a marke, nor that this graunte nowe
made, or which hath ben made in tymes past, shall not be had in example
nor charge of the sayd commens in tyme to come. And that the marchaunt
denyzens may passe with theyr wolles aswell as the forein without being
restrayned. And that no subsydie, nor other charge, be sette nor graunted
vpon the wolles by the marchantes, nor by none other from hensforth with
out the assent of the parlyament. parlyament.

¶ Item that in the commyssyons of iustices of the peace, and of laborers, Capi. xii.
erpresse mencion be made, that the same iustyces make theyr sessions. iiii. Iustices of
tymes by the yere, that is to say, one sessyon within the vtas of the Epipha- peace.
nye, the seconde within the seconde weke of lente, the thyrde betwyxte the Sessyons.
feastes of Pentecost and of saynt John Baptist, the. iiii. within the. viii.
dayes of saynt Mychell.

¶ Item for the grenous complaynt that the kynge hathe nowe herd of his Capi. xiii.
people vpon his eschetours and of theyr euyll behauour: he wyll and hath Eschetours.
ordeyned of the assent aforesaid, that landes seased into his handes bycause
of warde shall be saufly kepte without waste or distruction. And that the
eschetour haue no fee of wood, fysshe nor venyson nor other thynge, but
shall answere to the kynge of the issues and profyttes yerely commynge of
the sayde landes without doynge waste or distruction, and if he doe other-
wyse and therof be attaynted he shalbe raunsomed at the kynges wyll and
yelde to the heyre the treble damages at his owne suyte aswell within age Heyre.
as of full age, and his frendes as longe as he is within age shall haue the
suyte for hym answeryng to the sayd heyre of that that shalbe so recouered.
Also of other landes seased into the kynges handes by enqueste of office
taken before the eschetours this ordynaunce and penaunce shal hold place
agaynst the eschetours. And if there be any man that wyll put, chalenge,
or clayme to the landes so seased, that the eschetour send thenquest in to the
chauncery within the moneth after the landes so seased. And that a wrytte
be delyuered to hym to certyfy the cause of his seysyn into the chauncerye, chauncery.
and there he shalbe herde without delaye to trauers the office or otherwise Trauers.
shewe his ryght, and from thens sent before the kynge to make a fynal dis-
cussyon without attendynge other commaundement. And that in case that

any

any come before the chauncelour and shewe his right, by whiche shewinge
chauncelor. by good euidences of his auncient right and good title, the chauncellour by his good discrecion and aduyse of councell (if it seme expedient to him to haue counseyle) shall lette and delyuer the landes so in debate to the tenaunt, yeldinge thereof to the kinge the valour, yf it pertayne to the kynge in the maner as he and the other chaūcelors before him haue done in times past of theyr good discrecion, so that he finde surety, that he shal do no wast nor distruction, til it be iudged. And that the sayde eschetours take suche
Enquestes. enquestes in the good townes and of good people, and that openlye and by indentures to be made betwixt the sayde eschetours and thē of the enquest as an other time was ordeyned by a statute. And if any eschetour do to the contrary of this sayd ordynaunce he shall haue two peres imprysonement, and moreouer to be raunsomed at the kinges will.

Cap. xiiii. ¶ Item because that the intent of the lordes and commens is declared in this present parliament, that the comunalties of euery towne of the realme
Fines. Amercyamentes. shall haue the fines and amercyamentes, and al other profytes of al maner artificers, seruauntes, and other laborers, and that the same be payd to the collectours of the triennal quinzim, an other time graunted to the king for the space of .iii. yeres, in auauntage of the cōmens, in discharge of þ quinzim It is ordeyned in his parliament, that all the money of fines and amercia mentes of profites, as well such as be leuied, as whiche to be leuyed due of the said .iii. yeres, shal be leuyed to the vse of the commens, and distributed betwyxt thē, notwithstanding the wordes in an other statute, which be contrary to this declaracio and ordinaunce. And that the collectours of þ said money shall not be bounden to yeld therof accompt at the escheker but that the iustices of peace in euery county haue power to here their accompt, and compel them to make ful destribution.

Capi. xv. ¶ Item because it is often shewed to the king by the prelates, erles, dukes barons, and al the comunalte, of the great mischeues, whyche haue happened to diuers of the realme, of that that the lawes, customes, and statutes be not comonlye holden and kepte in the same realme, because that they be pleded, shewed and iudged in the frenche tungue, whyche is muche vnknowen in the sayd realme, so that the people, whyche impledeth or be impleded in the kinges court, and the courtes of other, haue no knowlege nor
Pleding in the englyshe tongue. vnderstanding, of that that is sayd for them or agaynst theym by theyr serieantes and other pledours, and that reasonablye the sayde lawes and customes the rather shalbe perceyued and knowen and better vnderstand in the tungue vsed in the sayd realme, and by so muche euery man of the sayd realme may the better gouerne him selfe without offending of the law and the better kepe, saue, and defende his heritage and possessions, and in dyuers regions and countreyes, where the kynge the nobles and other of the sayd realme haue ben, good gouernaunce and full right is done to euerye person, by reason that theyr lawes and customs be lerned & vsed in þ tungue of the countrey. ¶ The kyng desyring the good gouernaunce and tranquillytie of tyys people, and to put out and eschewe the harmes and mischeues

which

whiche do or maye happen in this behalfe, by the occasions aforesayd, hath ordeyned and stablyshed, by the assent aforesaid, that all plees, which be to be pleded in any of his courtes before any of his iustices, or in his other places, or before any of his other ministers, or in ỳ courtes and places of anye other lordes within the realme, shall be pleded, shewed, and defended, answered, debated and iudged, in the englyshe tongue, and that they be entred and enrolled in latyn. And that the lawes and customes of the same realme termes and processes be holden & kept, as they be and haue ben before this tyme, and that by the auncient termes and fourmes of the declaracyons, no man be prejudiced, so that the matter of the action be fully shewed in the demonstration and in the writte. And it is accorded by the assente aforesayde that this ordinaunce and statutes of pledynge, begynne and holde place at the .xv. of saunct Hyllary next comynyng.

¶ The Pardon made in the same parlyament.

EDwarde by the grace of God, &c. to all that. &c. gretynge. Knowe ye that we haue receyued the peticion delyuered to vs by the comens of our realme in this presente parlyament in the fourme as foloweth.

¶ To theyr most redoubted soueraigne lorde the kyng praieng the sayd comens, that where as they haue praied him to be discharged of al maner articles of the Eyer, except plees of land of Quo waranto, treasõs, roberyes & all other felonies, for the which a man shall beare peine of life & membre, which peticion semeth to his counsel to be prejudiciall to him, and in diherison of his crowne, if it were so generally graũted: his saide comens not willyng nor desiring to demaund thinges of him, which shuld fal in diherison of him or of his crowne ppetually, as of eschetes of lande or of tenemẽtes by any cause, wardes, mariages, fees & aduowsons, seriantries, rentes, seruices, seignories, landes amortised without licence, nor fines for trespas of purchasing of lãdes holden of him as of his crowne, & alienes wout licence nor of fines offred in certen & not refused before any of his iustyces, for purpresures made vpon him aswell in landes as in waters, fraũchises accroched, treasor founde, dettes and accomptes due to hym after the pardon made to his said comẽs by statutes late made, nor other articles what so euer they be, whiche shuld fall in diherysion of hym or of hys crowne perpetually, but of trespas, mesprysyon, negligences, or ygnoraunces, or anye other thinges done, fallen or happened before this present parliament, and of all articles of the Eyer, wherof ỳ punishment shall lie in fyne or in raunsome or other pecuniar peines, imprisonemẽtes, amerciamẽtes of ỳ comõs or of townes, or of any singuler persons, aswell the kynges ministers as other at the kynges suite, escapes of felons, catayls of felons and fugitiues fallen sythe the laste parliament made to his commons of them and not leuyed nor iudged, or in charge of the freeholde of them ỳ neuer trespassed, as heyres or land tenauntes, of reuoners, Shyffes, eschetours, aswell the kynges ministers as other, and all other people. Sauynge to the kynge

Pardon.

the dettes and accomptes due to him nowe at this present, of these thinges before named, that it maye please his excellente highnes, haninge regarde to the great charges and trauails, and mischieues, which his poore commēs haue in his time, and to which charge he hath nowe requyred them of those thinges before named, to do pardon generally to his said comens tyll thys present parlyament, so that all the thynges and artycles afore named for anye maner thynge done in tyme paste nothinge be requyred, nor none of the people, kinges minister nor other, of what condycyon that he be, be put to aunswere, impeched, molested, nor greued by any maner colour, imagination, or interruption, but all maner of trespas, mysprysyons, negligences or ignoraunces, and all other thynges before named be repealed and holly pardoned. Sauinge alwayes the suyte of the partyes, whyche wyll theym compleyne. And that people atteynted at the suyte of the partyes haue imprysonement, in case where it is giuen by the lawe, notwythstandynge the pardon of fynes and raunsomes as afore is sayde. And where as the commens haue an other time requyred, and yet they pray, at the great charter, and the charter of the forest, and al other statutes before this time made be fermelye kept and holden in all poinctes of all thinges, whiche be to fall, or whiche shall happen hereafter, aswel for the kinges profit, as for the quyetnes of his people. And that all the articles of the eyer be sente to the Justices of peace in euery countye, to publyche & notifye them to the commēs, to the intent that they may haue knowledge of the said articles, so that they may the better gouerne and beare them, and eschewe the perils and punishment of the sayd artycles, that than at what tyme it shall please theyr saide redoubted lorde, that they shall make hys sessyons and enquyrys, accordynge as shall seme to him and his councell that beste is to be done for the profyt of hym and of hys people. And the intente of his sayde commens is not by the same pardon that the kynge shal not do to be enquyred of the greuaunces and oppressions done to the people by his purueyours, or the pureyours of other before this time, where of great clamour hathe ben made in this present parlyament. And that it may please hys gracyous hyghnes to make charters of the same pardons, conteyning the sayd pardons, to all the counties of Englande, and to all seuerall parsons that will demaunde the same, to pursue without fyne or suite payinge for the seale. And that the fourme of the same charters be made before the departynge of the Lordes from the parliament. And that the sayd forme be shewed to our soueraigne lorde the king and to his councell and to the other lordes. We considering the great charges which our sayd commens haue susteyned, and the great good that they haue done to vs oftentymes, of our specyall grace, and by the assent of the prelates, dukes, erles, and barons, and the cōmens beinge in the sayd parlyament haue graunted to our sayde commens for all times paste a full pardon accordinge to the fourme of theyr sayd petycyon. Sauynge alwayes to vs and to our heyres, oure ryghte in time to come in the maner as we haue before this tyme graunted and pardoned. And we wyll and graunt that by vs and our heyres, our Justices nor none other of our mini-

Charter.

Eyer.

Pureyours.

mynysters, no man be impeched nor put to aunswere, nor proceſſe made of any poynte conteyned in our sayde pardon. In witnes wherof to this our letters patentes we haue set our seale, geuen at westminster the .xiii. daye of Octobre the .xxvi. yere of our reygne.

¶ Here begynneth the statute made at vvestmynster, the .xxxvii. yere of kyng Edvvarde the thyrde.

KYnge Edwarde, at his parliament holden at Westminster the friday in the vtas of saint Michel, ỹ .xxvii. yere of his reigne, at the requeste of the commons, and of the assent of the prelates, dukes, erles, barons, & other great men there assembled, hath ordeyned the thinges, vnderwritten in the fourme as foloweth.

Fyrst that the great charter, and the charter of the forest, and the statutes and ordinaunces made in times paste, and specially e the statutes made at the last parliament be holden and kept and duely executed according to the fourme and effect of them. Capi. i. charter.

¶ Item for the great mischiefes which often haue happened, and dayly do come of ỹ the eschetours, shiriffes, and other the kinges ministers do seyse the landes, goodes, and catals of many, surmisinge that they be outlawed, where they be not outlawed, because that they beare suche names as those which be outlawed for defaute of good declaration of the surname: It is ordeyned, that if anye complayne him in suche case, he shal haue a wrytte of Idẽptitate nominis, in the maner as hath bene vsed in the times past. And any mans landes, goodes, or catals, be seased in such case by eschetour, shyriffe, or other minister, he shall find surety before the minister, whiche hathe the warrant to seyse, to aunswere to the king of the valour of suche landes goodes and catals, in case that he may not discharge him, without takynge any thing of the party. And if suche minister do not the same, & therof be atteinted, the partie shal haue the suite against such minister, & recouer his double damages. & neuertheles he shalbe greuously amerced towardes ỹ king Cap. ij. idemptitate nominis eschetour, shyryffe.

¶ Item for the great derth that is in many places of the realme, of pultry, it is ordeined, that the pryce of a ponge capon shall not passe .iii. d. and of an olde .iiii. d. of a henne .ii. d. of a pullet .i. d. of a goos .iiii. d. and in places where the prices of suche vitayles be lesse, they shall holde, without beinge enhaunced by this ordinaunce. And that in the townes and markettes of Uplande they shalbe solde at a lesse pryce accordinge as maye be agreed betwyxt the sellar and the byar. And iustices shalbe therupon assigned by commission to put the thinge duelye in execution. Cap. iii. Pultry.

¶ Item because that manye people acquite by iudgemente in the escheker in one place, be greatlye greued and endamaged in other offices and places of the sayd escheker, of the same thinges, whereof they be so acquite, to the great mischiefe of the people: It is ordeyned that one clerke of the remembraunce be tyled to sit against the clerke of the pipe to se the discharges made in the pipe, and to imbreuiate the same in the remembraunce, to Cap. iiii. clerke of the remẽbrance, and clerke of the pype.

ceale all maner of proceſſe therupon made. And alſo that the ſũmons of the pipe be withdrawen accordinge as the partyes by proceſſe be diſcharged. And in whom ſoeuer any defaute be willingly founde, the treaſorer by the kinges commaundement ſhall duely puniſhe the ſame.

treaſorer del eſchecker.

Cap. v. Marchantes grocers.

¶ Item for the great miſchieues, whyche haue happened aſwell to the king as to the great men and commens, of that that the marchantes called grocers, do ingroſſe all maner of marchaundiſes vendyble: and ſodenly do enhaunce the pryce of ſuche marchaundiſe wythin the realme, puttinge to ſale by couyn and ordinaunce made betwixt them called the fraternitye and gilde of marchauntes the marchaundiſes, whiche be moſte deere, and kepe in ſtore the other, tyll the time that derth or ſkarſytye be of the ſame: hath ordeyned, that no engliſhmarchaunt ſhall vſe no ware nor marchaundiſe by him nor by other, nor by no maner of couyn, but onelye one, whiche he ſhall choſe betwixte this and the feaſte of Candelmas nexte commynge. And ſuche as haue other wares or marchaundyſes in theyr handes, than thoſe that haue choſen, maye ſet theym to ſale before the feaſte of the Natyuytie of ſaynct John nexte enſuynge. And if anye do to the contrarye of this ordynaunce in any point, and be therof attainted in the maner as here after foloweth, he ſhall forfeyt againſt the kinge the marchaundiſe, whych he hath ſo vſed agaynſt this ordynaunce. And moreouer ſhall make a fyne to the kinge accordynge to the quantitye of the treſpas. And howe this ordynaunce ſhall be put in execution, it is ordeyned, that good people and lauful of euery marchaundiſe ſhall be choſen & ſworne, to ſuruey ỹ this ordinaunce be holden and executed, that is to ſaye, two marchantes in euerye marchaundiſe in euery towne and burghe, and two marchauntes of euery couty, and redreſſe the defautes, and of that that they may not redreſſe, they ſhal certify the chauuceler and the kinges counſell. And commiſſions ſhall be made to certeyne people, to whom and when it ſhall pleaſe the kyng to aſſigne, to enquyre in cityes, burghes, and countyes where nede ſhalbe, aſwel of treſpaſſours in this behalfe, as of ſurueyours in caſe that they be negligente, or of couyn with the treſpaſſours, by the othe of .vi. men ſworne: and moreouer to make proceſſe for to here and determine dayly, and to puniſhe the treſpaſſours and ſurueyours, that is to ſay, the treſpaſſours accordynge as is aboue ordeined, and the ſurueyours accordinge to the diſcretion of the iuſtices, and that by the iury of .xii. in caſe they will put them ſelfe vpon the countrey of theyr accuſement. And who ſoeuer wil ſue for the king in ſuche caſe, ſhalbe therto receiued, & ſhal haue the fourth penye of the forfeiture of him that ſo ſhalbe atteynted at his ſuyte.

Commiſſion

ſurueyours.

Cap. vi. artyfycers. Handy craft.

¶ Item it is ordeyned, that artificers handy crafte people, ſhall hold theim euerye one to one miſterie, whiche he wyll choſe betwixt this and the ſayde feaſte of Candelmas. And .ii. of euerye crafte ſhall be choſen to ſuruey that none vſe other craft than the ſame whiche he hath choſen, and that iuſtices be aſſigned to enquire by proceſſe, to heare and determine in this article, as is ordeyned in the article before ſayde, ſauinge that the treſpaſſoures in this article ſhall be puniſhed by impriſonement of halfe a yeare, and more-

ouer

ouer to make fyne and raunsome accordynge to the quantytye of the tres-pas. And the surueiours by the discretion of the iustices, as before. But the intent of the kynge and of hys counsell is, that women, that is to saye brue-ers, bakers, carders, and spynners, and workers as well of wol as of linen clothe and of sylke, brawdesters and brekers of wolle, and all other that do vse and worke handyworkes, may frely vse and worke as they haue done before this time, wythout any impechement, or beynge restreyned by thys ordeynaunce.

Item it is ordeyned, that goldesmythes aswell in London as els where within the realme, shall make all maner of vessell and other worke of syluer well and lawefullye of the allay of good sterlynge. And euerye mayster goldsmith shall haue a marke by him self, and the same marke shalbe knowen by them whiche shall be assigned by the kynge to surueye theyr worke and allay. And that the saide goldsmythes set not their marke vpon theyr workes, tyll the saide surueyours haue made their assay, as shalbe ordeined by the kyng and his counsel, and after the assay made, the surueyours shall sette theyr marke, and afterwarde the goldesmith his marke, for whiche he wyll aunswere. And that no goldesmithe take for vessell whyte and full for the weyghte of a pounde, that is to saye, of the price of two markes of Parys weyghte, but .xviii.d. as they do at Parys. And that no goldesmythe makynge white vessell, shall medle wyth gyldynge, nor they that do gylde, shall not medle to make white vessell. And they whiche shall be so assygned in euery towne, shall make their serches as oftentymes as shalbe ordeined. And for that that shalbe in the defaut of the goldsmythes, they shall incurre the peine of forfeiture to the kyng the valoure of the metall, whiche shall be founde in defaute.

Cap. vii. Goldesmythes. Sterlyng. Marke. surueyours. Assay. Vvhite vessell

Item for the outragyous and excessyue apparayle of dyuers people, agaynste theyr estate and degree, to the greate destruction and impouerisshment of all the lande: It is ordeyned, that gromes aswel seruauntes of lordes as they of mysteryes and artyficers, shall be serued to eate and drinke ones a daye of flesshe or of fysshe, and the remenaunt of other vytails, as of mylke, butter, and chese, and other suche vitails, accordinge to theyr estate. And that they haue clothes for theyr vesture or hosynge, whereof the hole clothe shall not exceede two markes, and that they weare no cloth of higher prycee, of theyr byenge nor otherwyse, nor nothynge of golde nor of syluer, embrowdered, aymeled, nor of sylke, nor nothynge pertenynge to the saide thynges. And their wyues, doughters, and children of the same condycyon in these clothynge and apparaille, and they shall weare no vayles passyng .xii.d. a vayle.

Cap. viii. seruauntes fare and apparell.

Item that people of handycraste, and yomen, shall not take nor weare clothe of no higher price for their vesture or hosyng than within .xl.s. the hole clothe by waye of byenge nor otherwyse, nor stone, nor clothe of sylke nor of syluer, nor gyrdle, knyfe, button, ring, garter, nor owche, ryban, chaynes, nor no suche other thynges of golde nor of syluer, nor no maner of apparayle embrowdered, aymeled, nor of sylke by no waye. And that their

Cap. ix. Handy crafftes mens apparell.

wynes, doughters, and chyldren be of the same condicion in theyr vesture and apparayle. And that they weare no vayle of silke, but onely of yarne, made within the realme, nor no maner of furre, nor of budge, but onelye lambe, conye, catte, and fore.

Capi. x. Esquiers & gentlemens apparaile.

¶ Item ỳ esquiers and all maner gentilmen, vnder the estate of a knighte which haue no land nor rent to the valour of an hundred poundes by yere, shal not take vpō weare clothe for theyr clothinge or hosinge, of an hyghet pryce than within the pryce of .iii. markes and an halfe the hole clothe by weye of byenge nor otherwyse, and that they weare no clothe of golde nor of silke nor siluer, nor no maner clothinge embrowdered, rynge, buttons, nor owche of golde, ryban, gyrdle, nor none other apparayle, nor harneys, of golde nor of siluer, nor nothinge of stone, nor no maner of furre, and that theyr wiues, doughters and chyldren be of the same condycyon, as to their estate and apparayle, without any turninge vp or purfle. And that they weare no maner of apparayle of gold or siluer, nor of stone, but that esquyers which haue landes or rent to the valour of .ii. C. markes by yeare and aboue, may take and weare clothes of the pryce of .v. markes, the hole cloth and cloth of sylke and of syluer, ryban, girdle, and other apparaile, reasonably garnished of siluer. And that theyr wiues, doughters, and chyldren, may weare furre turned vp of miniuer, without ermins or letuse, or any maner of stone but for theyr heades.

Capi. xi. citesyns aps paraylehas uyng goodes to the value of. D. li.

¶ Item that marchauntes citizens & burgeses, artificers, people of handye craft aswel within ỳ city of Londō, as els where, which haue clerely goodes and catals to the valour of .v. C. poundes, and their wiues, & children, may take and weare in the maner as the esquiers & gentilmen, which haue land or rent to ỳ valour of .C. li. by yere. And that the same marchantes citizens and burgeses, which haue clerely goodes and catals to the valour of .M. li. and their wiues and childrē, may take and weare in the manet as esquiers, and gentilmen which haue lād & rent to the valour of .ii. C. li. by yere. And ỳ no grome, yomā, nor seruāt of marchaut, artificer, or people of hādicraft shal not were otherwise i apparel thā is aboue ordeined of yomē of lordes.

Cap. xii. knyghtes aps paraylc.

¶ Item that knightes which haue land or rent within the valour of .ii. C. li. shal take and weare cloth of .vi. markes, the hole cloth for theyr vesture, and of none higher pryce. And that they weare not clothe of golde, nor clothes, mantel, nor gowne furred with miniuer nor of ermins, nor no apparayle browdered of stone nor otherwise, and that theyr wiues, doughters, and chyldren be of the same condicion. And that they weare no turninge vp of ermins, nor of letuses, nor no maner of apparayle of stone, but onelye for theyr heddes. But that all knightes and ladies, whiche haue lande or rent ouer the valour of .iiii. C. marke by yeare, to the valume of .M. li. shal weare at theyr pleasure, except armins and letuses, and apparayle of perle and stone but onely for theyr heades.

Cap. xiii. clerkes.

¶ Item that clerkes, which haue degre in any churche cathedral, collegial, or scholes, or clerke of the kynge, that hath such state that requireth furre, shall do and vse according to the constitution of the same. And all other clerkes

clerkes, whiche haue .ii. C. marckes of lande by yeare, shall weare and be as knyghtes of the same rent. And other clerkes within the same rente, shall weare as the esquyers of .C. li. of rent. And that all those, aswell knyghtes as clerkes, whiche by this ordynaunce maye weare furre in the wynter, in the same maner shall weare lynyng in the somer.

Cap. xiiii. Carters, Ploughmen, &c.

¶ Item that carters, ploughmen, drouers of the plough, shepherdes, bowhirdes, shepherdes, deyars and all other kepers of beastes, thetchers of corne, and all maner of people of the estate of husbandmen, attendyng to husbandrye, and all other people, that haue not .xl. s. of goodes, nor of catalles shall not take nor were no maner of clothe but blanket and russet worth of xii. pence, and shall weare the gyrdels of lynen according to their estate, and that they come to eate and drinke in the maner as perteyneth to them, and not excessively. And it is ordeyned, that yf any weare or do contrary to any of the pointes aforesayd, that he shal forfeit against the kyng al ꝑ apparail that he hath so worne against the fourme of this ordinaunce.

Capl. xv. cloth makers Drapers.

¶ Item to the intent that this ordynaunce for the tauyng and wearyng of clothes be maynteined and kept in all pointes without blemysshe, it is ordened, that all the makers of clothes within the realme, aswell men as women, shall conforme them to make their clothes according to the price limit by this ordynaunce. And that all the drapers shal bie & purueye their sortes according to the same price. And that so great plenty of such clothes be made and set to sale in euery cytie, burgh & marchant towne and els where within the realme, ꝑ for default of such clothes the said ordinaunce be in no point broken. And to that shal the said clothmakers and drapers be constrained by any maner way that best shall seme to the kyng and his counsell. And this ordynaunce of newe apparayle shall begin at Candelmas next commynge.

Cap. xvi. Vvynes

¶ Item it is ordened, that the statute made of wines the sayde .xxviii. yere be holden and kept in all pointes, except the punishement of landes and tenementes and of lyfe and member, whiche punishement is repealed in this present parliament, aswel of time past as of tyme to come. Moreouer it is ordeyned, that euery yere it shalbe sent to the maire and constable of Burdeaux, to Rochel, and to al other townes & portes in Gascoyne and els where which be of the liegeaunce of our soueraigne lord the king, out of which the wynes come into England, to be certified of the price of the wines and in other costes, and of the couchours englyshe against the forme of the statute. And by this certification of the couchers against the statute they shalbe put to answere, if the body be sent as is conteined in the statute. And if he denye the certification, it shalbe tryed by marchantes byynge both parties and other people which best haue therof knowlege. And if ꝑ body be not sent, the certificacion shalbe sent into the kynges benche, or before other iustices, according as shall neede. And there procesle be made by Capias and eregend, or tried by mise, as afore is saide.

Cap. xvii. vyllenage,

¶ Item it is ordeyned, that no writ be abated by exception of knowledge of villenage, if the demaundant or playntife will auarre that he that alleged the exception was free the day of the writ purchased.

Cap. xviij charter. suggestyon.

Item though that it be conteyned in the great charter, that no man be take nor imprisoned, nor put out of his freehold, without processe of the lawe neuertheles diuers people make false suggestion to the king him selfe, whom for malice or otherwise, wherof the kinge is often greued, and diuers of the realme, put in damage, against the fourme of the same charter. Wherfore it is ordeyned, that all they that make such suggestions, be sent vpon the suggestions, before the chaunceler, treasurer and his counsel, and that they there finde suerty to pursue their suggestions, and therein the same people that the other shuld haue had if he were attaynted, in case that his suggestion be founde euyll. And that then processe of the lawe be made against them without being taken and imprisoned against the fourme of the said charter and other statutes.

Cap. xix. Hawkes, shyryffe.

Item where as it was an other time ordeyned, that euery person that findeth any sawcon, terselet, laner, and lanret, or any other hawke that is lost of his lord, that maintenant he shal bring him to the shirrife of the countie, that he hath such an hawke in keping. And if the lord whiche hath lost him, or any of his meyny come to chalenge him, and prouis reasonably that it is his lordes, lette him paye for his costes and haue the hawke, if none come within .iij. monethes, for to chalenge him, than the shirrife shall haue the hawke, making gree to him that did take him, if he be a simple man, and if he be a gentilman of estate, to haue the hawke, the shirrife shal redeliuer to him the hawke, takinge of him reasonable costes for the time that he had him in his kepinge. And if any man hathe taken suche hawke, and the same concele from the lord, to whom the hawke is, or from his fauconers, or if any take him awaye from the lorde, and thereof be conuicted, he shall haue two yeres imprisonement, and yelde to the lorde the price of the hawke so conceled or taken awaye, if he haue wherof, and if he haue not, he shall the lenger abide in prison. Notwythstandinge this ordinaunce, the offenders doubte but lytel to offende in this behalfe. Wherfore it is ordeyned that by statute stablished in this present parliament, that if any stele any hawke, and the same cary away, not doing the ordynaunce aforesayd, it shal be done of him as of a thefe that stealeth a horse or other thinge.

Here begynneth the statute made at Westminster, the .xxxvij. yere of kyng Edwarde the thyrde.

Our soueraine lord the kinge Edwarde, at his parlyament holde at Westm. in the vtas of saint Hillary, the .xxxvij. yeare of his reigne, of thassent of his prelates, dukes, erles, barons, and cõmens of his realme there assembled, hathe made and ordeyned the thynges vnderwritten.

Cap. 1. Firste that the great charter, and the charter of the forest, and the other statutes made aswell in his time as in the time of his progenitours, be holden and kept and duely executed in all poyntes.

Item

¶ Item to that that was ordeyned at the last parliament of lyuing and of apparayle, and that no englysshe marchaunt shulde vse but one maner clothe. Cap.ii. Marchantes.

¶ It is ordeyned, that all people shalbe as free as they were at tymes before the saide ordynaunce, and namely as they were in the tyme of the kynges graundfather, and his other good progenitours. And also that all manner of marchauntes, aswell aliens as denysens, may lede and vse all maner of marchaundies, and fully carye them out of the realme, paying the customes and subsidies therof but except that the englysshe marchauntes shall not passe out of the realme with wolles or wolfelles. And that no vvolles, and vvolfelles. Gold, siluer and plate. vvyne, Fysshers. Chaūcellour Cap.iii. Fynes.

maner gold or siluer in plate money or marchaundyse, during the vitayles of fysshe that fysshers bryngen or dryue fysh, and they that bryngen fysshe within the realme in small vessels, that medle not of other marchandises, and that accordynge to the arbitrement of the chaunceller.

¶ Item it is accorded, that all fines to be taken before any iustices shall be in the preseuce of the pledges, and that the pledges know the summe of their fyne before they departynge.

¶ Item where as diuers people be bounde in another realme out of the realme by instrumentes and in other maner. It is accorded that al penal bondes in the realme be voyde and holden for none. Capi.iiii. Penal bondes in the realme. Cap.v. Attachment. London.

¶ Item where as many people be greued and attached by their bodye in the cytie of London at the suyte of people of the same cytie, surmyssyng to them, that they be dettours, and that they dyde by their papers, where as they haue no dede nor tayle. It is assented, that euery man be receyued to his lawe by people sufficient of his condition agaynste suche papers, and the creanceur shall take suretye by an other waye yf he will, without puttynge the partye to plede to the enquest, if he will not of his owne grees.

¶ Item where as it was another tyme ordeyned in the statute of the staple, that no englysshe man shulde passe the sea with wolles, leather, nor wolfelles by hym nor by other, upon peyne of forfeyture of lyfe and membre, landes, tenementes, goodes and catalls: It is accorded, that the forfeyture of lyfe and membre shalbe holy oute. And that no man be impeched by reaule of suche forfeyture of lyfe and membre, aswell of tymes past as of the tyme to come. And the forfeyture of landes and tenementes, goodes and catalls that stande in theyr force. Cap.vi. Staple. vvolles, leather vvolfelles.

¶ Item it is assented, that the staple shalbe in England. And that the statute of the staple made the sayd yere, with the declarations, additions and modifications therof made, be holden and kept, notwithstanding anye graunt, licence, or other statute of ordinaunce made afterward. Cap.vii. Staple.

¶ Item where as the shyppes of diuers people of the realme be arrested and holden forfeyt, by reaule of a lytell thyng put in their shyp not customed wherof the lordes of the same shyppes be ignorauntes: It is accorded and assented, that no lorde shall lose his shyp from the xv. day of February next commynge forth, for suche a small thynge put within the shyppe not customed without his knowlege. Cap.viii. Shyppes, custome.

Item

Capi. ix. complayne.

ITem as to the article made at the laste parlyament, of those that make greuous complaintes to the kyng hym self: It is assented, that if the party hath the complaint can not proue his intent agaynst the defendaunt by the processe lymyted in the same article, he shalbe commaunded to prison, there to abide, til he hath made gre to the party of his damages, and of the charges that he hath suffred by such occasion, and after that made fine and raunsom to the kinge. And the poynt conteyned in the same article, that the plaintife shal preue the same peine, which the other shuld haue, if he were attached, shalbe out in case that his suggestion be founde vntrue.

suggestion.

Capi. vvynes.

ITem as to the marchaunts of vwynes; and of those that bere the lese to the wynes in Gascoyne, for the diuersite of opinions of diuers: It is assented, that the statutes and ordynaunces thereupon made shall stande in theyr force.

Cap. xi. vvynes.

ITem the kynge wyll of his grace and habundance, that all maner marchaunts, that be not aliens, shall passe into Gascoyne to fetche wynes there, to the intent that by this general licence, greater plenty may come and greater market may be of wines within the realme, and that the Cat pynes and other aliens may be remoued out of the realme with theyr wines and freely let them without any disturbaunce or impechement. Alwayes saued to the kinge, that it may be lawful to hym whan so euer hym is aduised to by or by his counsell, to ordeyne of this article in the maner as best shall seme to him for the profit of him and his comminalty.

Cap. xii. Iurours.

ITem as to the article of iurours, in the xxviii. yere, it is assented and ordeyned by the same, That any iurours in assises, sworne, and other enquestes to be taken betwene the kinge and party, or partie and partie, do any thyng to the one by other, at the party plaintife or defendaunt, to say their verdict, and therof be atteinted by processe conteined in the same article, be it at the suite of the partie that will sue for him self, or for the kinge, or any other person, euery of the said iurours shal pay x. times asmuch as he hath take. And he that will sue, shal haue the one half, and the kinge the other half. And that al the inbracetours to bring forth or procure such enquestes in the cases to take gayne or profit, shalbe punished in the same maner and fourme as the iurours. And if any iurour or imbracetour so atteinted, haue not wherof to make gre in the maner aforesaid, he shal haue the imprisonment of one yeare: And the intent of the kinge, of great men, and of the comens is, that no iustice nor other minister shal enquire of office, vpon any of the poynts of this article, but only at the suit of the party, or of other, as afore is said.

imbracetours. iustyces, Officers.

¶ Here begynneth the statute of proulsours made at Westmynster the xxvii. yere of kynge Edwarde the thyrde.

TO norishe loue, peace, and concorde betwene holye church and the realme, and to appeale and cease the great hurt and perils, and importable losses and greuaunces, that haue bene done and happened in times past, and that shall happen hereafter, if the thynge forthe be suffered to passe, because of per-

sonall

ſonall cytations and other that be paſt before this tyme, and comonly doth passe from day to day out of the court of Rome by feyned and falſe ſuggeſtyons and propoſytions, agaynſt all maner of perſons of the realme, vpon cauſes, whoſe conyſaunce and fynall diſcuſſynge perteyneth to our ſouereygne lorde the kynge and his royall courte, and alſo of impetratyons and prouyſions of benefyces and offyces of holy churche, perteynynge to the gyfte, preſentatyon, donacyon, and diſpoſition of our ſayde ſouereigne lorde the kynge, and the other lay patrones of his realme, as of churches, chapels, and other benefyces appropryed to cathedrall churches, abbeyes, pryories, chaunteries, hoſpitals and other poore houſes, and of other dignities offyces and benefyces occupied in the tymes paſt, and preſented by dyuers and notable perſons of the ſayd realme, for whithe cauſes and diſpenſynge therof, the good auncient lawes, vſages, cuſtomes, & fraunchiſes of the ſayd realme haue ben and be greatly appeyred, blemiſhed, and confounded, the crowne of our ſouereygne lorde the kynge myniſhed, and his perſon falſely defamed, the treaſour and riches of his realme caried away, the inhabitauntes and ſubiectes of the realme impouriſhed and troubled, the benefices of holye churche waſted and diſtroyed, dyuine ſeruytes, hoſpitalities, almes dede, and workes of charitie withdrawen and ſet a part, the comens and ſubiectes of the realme in body and goodes trauayled. cytations, courte of Rome. Prouyſions.

¶ Our ſouereigne lorde the kinge, at his parlyament holden at Weſtmynſter in the vtas of ſaint Hilary, the .xxxviii. yere of his reigne, hauinge regard to the quyetnes of his people, which he chiefely deſyreth to ſuſteyne in tranquillytye and peace, to gouerne accordynge to the lawes, vſages, and fraunchyſes of his lande, as he is bounde by his othe made at his coronation, folowynge the wayes of his progenitours, which for their time made certeine good ordinaunces and prouiſions, againſte the ſaide greuaunces and perils: whiche ordinaunces and prouiſions, and al the other made in his tyme, and eſpecially in the .xx. and .xxvii. yere of his reigne ¶ Oure ſouereigne lorde the kyng, by the aſſent and expreſſe wyll and concord of the dukes, erles, barons, and the comines of his realme, and of al other whom theſe thynges toucheth, by good and mete deliberation and auyſemente, hath approued accepted and confyrmed: ſauynge the eſtate of the prelates and other lordes of the realme, touchynge the lybertie of their bodyes, ſo that by force of this ſtatute their bodyes be not taken. Joynyng to the ſame hath prouided and ordeyned, that al they, which haue obteined, purchaſed, or purſued ſuch perſonall citations or other in any times paſt, or hereafter ſhal obteine, purchaſe, or purſue ſuch like, againſt him or anye of his ſubiectes, and alſo all they that haue obteined or ſhall obteine in the ſaide courte, deanries, archedeaconeries, prouoſties, and other dignities, offices, chapels, or benefices of holy churche, perteyninge to the collation, gyfte, preſentation, or diſpoſition of our ſaide ſouereygne lorde the kinge, or of other laye patron of his ſaide realme, and alſo all like perſons, obtewers of churches, chapels, offices or benefices of holye churche, penſions or rentes annexed and appropried to churches cathedral or collegial, abbeyes, Capi. 1.

pryories

pryories, chaunteries, hospitalles, or other poore houses, before that suche appropriations, amortisementes be voyde and annulled by due processe, also all they whyche haue obtayned in the same courte dygnytyes, offyces, hospitals, and any benefyces of churches, whyche be occupied at thys present season by reasonable title by anye persons of the sayde realme, if suche impetracyons, be not fully executed, or shal obteyne hereafter lyke benefices, whereby preiudice, damage, or impechement, hath bene or may be done hereafter to hym or to his sayd subiectes, in persons, heritages, possessions, rightes or any goodes, or to the lawes, vsages, customes, fraunchyses, and lybertyes of his sayde realme, and of his crowne, also all theyr maynetenours, counceilers, abbettours, and other ayders and fautours wetynge the same aswel at the suite of the kynge as of the partye, or other what so euer he be of the realme, finding pledges and surety to pursue againste theym in thys case all the saide persones defamed and vyolentlye suspecte of suche impetrations, pursuytes, or greuaunces by suspection, shall be arrested and taken by the shyryffes of the places and iustices in theyr sessions, deputyes, bayliffes and other the kinges ministers, by good and sufficyent mainprise, repleuin, baile, or other suretye (the shortest that may be) and shalbe presented to the kinge and his counsel, there to remayne and stand to right, to receiue what the law wil giue them. And if they be atteinted or conuict of any of the sayd thinges, they shall haue the peine comprised in the statute made in the.xxv. yere of the reigne of our said soueraigne lord the king, whyche beginneth. Whereas late in the parliament, &c.

Cap. ii. attachement. vvarnynge.

Item if any person defamed or suspecte of the sayde inpetracions, prosecutions, or greuaunces, or interpryses, be they out of the realme or within, and may not be attached nor arrested in theyr propre persos, and do not present theym before the kinge or his councell within two monethes next after that they be therupon warned in theyr places (if they haue anye) in any of the kinges courtes, or in the countyes, or before the kynges iustices in theyr sessions, or otherwise satisfye entye to answere to the kynge and to the partye to stande, and be at the lawe in this case before the kinge and his councell, shall be punished by the fourme and maner comprysed in the statute made in the saide.xxvii. yere of this kinges reygne, whyche begynneth. Our soueraigne lord the kinge of the assent, &c. and otherwise as to the kyng and his councel, shall seme to be done, without any grace, pardon, or remission, to be made by the kinge, without the wyl and assent of the party which shal proue hym to be greued, and without makynge to him due satisfaction in this case.

Cap. iii.

Item it is accorded that none other subiecte of the sayde realme, kepinge and fulfeminge these ordinaunces, shall incurre anye forfeiture of lyfe and membre, of landes, of heritage, nor of goodes agaynst the kinge nor none other person, nor lose estate nor fauour by cause of the sayde thinges ordeyned nor his heires may not nor ought not to be reproued, defamed, nor impeched by any of the sayde causes at any time hereafter. And if anye person, of what soeuer estate or condition that he be, by any maner attempte, or do

a thinge

a thynge againſt the ſayde ordynaunces, or any thynge compriſed in them, the ſame perſon ſhall be brought to anſwere in the maner as afore is ſaid, and if he be therupon atteynted or convycte, he ſhall be put out of the kynges protection, and punyſhed after the fourme of the ſayd ſtatute made the ſayd.xxvii.yeare. protection.

¶Item if any perſon malicioully or falſly make any purſuite againſt any perſon of the ſaid realme, for cauſe compriſed in theſe preſent ordynaunces, and therof be duely attaynted, ſuche playntyfe ſhall be duelye punyſched at the ordynaunce of the kynge and his counſell, and neuertheleſſe he ſhall make gree and amendes to the partye greued by his purſuyte. And to the intent that the ſayd ordinaunces, and euery of the ſame, for the eaſe, quyetnes, and welth of the commens be the better ſuſteined, executed and kepte, and that al thoſe that haue offended or ſhal offend againſt theſe ordinaunces, by proſecutions, accuſations, denunciations, cytatyons, or other proceſſe made or to be made out of the ſayde realme or within, or otherwyſe agaynſt any maner perſone of the ſayde realme, be the more conuenably and ſpedely brought in anſwere, to receyue ryghte accordynge to theyr deſerte: The kynge, the prelates, dukes, erles, barons, nobles and other commens, clerkes and lay people be bounde by this preſent ordynaunce to ayde, comfort, and to counſell the one and the other, and as often as ſhal nede, and by al the beſt meanes that may be made of worde and of dede, to impeche ſuch offenders and reſiſt their dedes and enterpriſes, and without ſuffring them to inhabite, abyde, or paſſe by their ſeignories, poſſeſſions, landes, iuriſdictions, or places, and be bounde to kepe and defende the one and the other from all damage, bylony and reprofe, as they ſhuld do their owne perſons and for theyr dede and buſynes, and by ſuche maner, and as farforth as ſuche proſecutions or proceſſe were made or attempted againſt them in eſpecial general or in comyn. Capi.iiii. Attaynt. Reſiſtence.

Here begynneth the ſtatute made ad weſtmynſter the.xlii. yere of kyng Edvvarde the thyrde.

AT the parlyament of our ſoueraygne lorde the kynge, holden at Weſtmynſter the fyrſte daye of Maye the.xlii.yere of hys reygne: It is aſſented and accorded, that the great charter and the charter of the forreſt be holden and kepte in all poyntes, and if anye ſtatute be made to the contratye, that ſhalbe holden for none. Capi.i. charter.

¶Item it is aſſented, that the pardon whiche the kynge made to his commens the.xxx.yere, be holden in all poyntes, and if anye fele hym ſelfe greued agaynſt the fourme of the ſame, he ſhall haue a wrayte in the chauncery to allowe the poyntes of the ſayd pardon. Capi.ii. pardon.

¶Item of the requeſt of the commens by theyr petitions put forth in this parlyament, to eſchewe the myſchiefes and damage done to dyuers of his commens by falſe accuſours, which oftentimes haue made their accuſemētes more for vengeaunce and ſingular profyt, than for the profit of the kyng

or of

or of his people, whiche accused persons, some haue ben taken and caused to come before the kinges counsell by writte and otherwise vpon grieuous peyne agaynste the lawe: It is assented and accorded, for the good gouernaunce of the commens, that no man be put to aunswere wythoutpresentment before iustices, or thinge of record, by due processe, and by writte originall accordinge to the olde lawe of the lande. And if anye thinge frome henceforth be done to the contrarye, it shall be voide in the lawe, and holden for errour.

Presentment

errour

Cap. iiii. Item bicause that commissions haue ben made and graunted in diuers countries, at the procuremēt of certein persons, to enquyre of certein articles whiche commissioners haue made theyr enquyries in secrete places, and by people not sufficient, and of theyr couin, more to theyr pryuate profyte than for the kinges auauntage or of hys people: It is assented and accorded, that fromhense forthe in all enquiries within the realme, commissions shal be made to some of the iustices of the one benche or of the other, or iustices of assise, or iustices of the peace, wyth other of the moste worthy of the countrey aswel for the kinges profite as the cōmens, sauinge in the office of eschetourship or thing that toucheth the same office.

enquiries. commissions iustyces

Eschetours shyp.

Cap. v. Eschetour. Item where as it is conteyned in the statutes ordeyned for the commen profit of eschetours, that none shal be eschetour, onelesse he haue sufficient land, wherof he may aunswere to the kyng and to his people: It is assented that no eschetour shalbe made, oneles he haue xx. li. of lande at the leste, or more in fee. And that they do theyr offices in proper persone. And if anye other be, he shall be out.

Cap. vi. Laborers & artyficers. Commission. Item it is accorded and assented that the statute and ordinaunce made of laborers and artificers, be holden and kepte and duelye executed. And therupon commissions shalbe made to the iustices of peace in euery countye to here and determine the poinctes of the sayd statute, and to award damages at the suite of the party, according to the quantitie of his trespas.

Cap. vii. London vytayles Item it is accorded that they of London and none other, shall sell at retayle vitayles onelye, and that of the kinges especyall grace, tyll the nexte parlyament, vpon condicion, that it be well ruled and gouerned in ỹ meane time to the comin profite. And it is the kinges minde that no prejudyce be done to aliens which haue fraunchises by the kinges chatters.

Cap. viii. vvynes Gascoyns Item it is assented and accorded, for the profite of the realme, that no Englishe manne shall passe into Gascoyne, to seche wynes there, but they shalbe brought into England by the Gascoins and other alyens, and therupon defense shalbe made throughe the realme. And that no Englishman put in the handes of the sayd Gascoynes or alyens, nor thither send golde nor siluer nor other marchaundises, therof to bye wines to the vse of Englishemen, vpon forfeiture of the golde and siluer or marchaundises so put in theyr handes or sent. And that all the shippes of Englande and of Gascoyne that cometh into Gascoyne, shall be firste freighted to bringe wynes into England before all other, and that no Englysheman bargaine or bye suche wynes cominge into Englande, before that they be put to lande, according

Golde and syluer. englishman. shyppes.

coꝛdynge to the fourme of the ſaide ſtatutes therof made. And thys oꝛdy-
naunce ſhall holde place from the gule of Auguſt nexte enſuyng foꝛwarde.
And that no warraunt be made to any englyſhman to the contrary. Vvarraunt.

¶ Item where as the greneware is ſent to the ſhyꝛiffes, to leuy the kynges Capi. ix.
dettes, the ſhyꝛiffes miniſters do leuy the ſame by rolles and other remem- Grene vvare eſtretes.
bꝛaunces, and do not ſhewe the eſtretes vnder the ſeale of the eſcheker, ſo
that that is ones leuied, commeth an other tyme in demaunde, bycauſe that
they do not charge them fully of that that is leueyed, in diſceite of the kynge
and impouerylſhement of hys people: It is oꝛdeyned and aſſented, that a
man ſhall ſee the eſtretes ſcaled, and that the ſame, whyche is payed, be
totted, and the ſame eſtretes ſente to the ſhyꝛyffes vpon the receyte. And Shyryffes.
yf any ſhyꝛyffes oꝛ miniſter do to the contrary, he ſhalbe holden to anſwere
to the partie, whiche thereof will hym complayne, and yelde hys treble da-
mages, and make fyne to the kynge. And that he haue hys ſuyte as well
beſoꝛe iuſtices of the peace, as beſoꝛe other iuſtyces. And that the Shy- Iuſtyces of
ryffes beholden to accompte by the ſame eſtretes ſo totted, and by none o- peace.
ther, & the ſame eſtretes ſhall not be doubled by the ſhyꝛyffes, but the coppe
of the eſtretes, in howe moche they touche the fraunchyſes of loꝛdes, ſhall bayliffes of
be delyuered to the bayliffes of the fraunchyſes vnder the ſeale of the ſhy- fraunchiſes.
ryffe. And that the ſame bayliffes yelde theyꝛ accompte in the eſcheker by
the ſame coppes ſo delyuered. And alſo that no ſhyꝛiffe, vnderſhyꝛyffe, noꝛ
ſhyꝛiffeclearke abide in his office aboue a yere, as it is oꝛdeined of ſhiriffes
by the ſame ſtatute.

¶ Item vpon the petytion put in the parliament by the comens, deſyꝛynge Capi. x.
that infauntes boꝛne beyonde the ſea wythin the ſiegnoꝛies of Caleys and enfauntes
els where, wythin the landes and ſiegnoꝛies that perteyne to oure ſoue- borne be-
ꝛeygne loꝛde the kynge beyonde the ſea, be as able and enheritable of their yond the ſea.
heritage in Englande, as other infauntes boꝛne within the realme of En-
glande: It is accoꝛded, that the commen law and the ſtatute vpon the ſame
point another tyme made be holden.

¶ Item foꝛ as muche as dyuers myſchieues haue happened, bycauſe that Capi. xi.
the panels of enqueſtes, whiche haue ben taken beſoꝛe iuſtices by wꝛyte of
ſcire facias and other wꝛittes, haue not bene tourned beſoꝛe the ſeſſyons
of the iuſtices at the Niſi pꝛius and otherwiſe, ſo that the partyes myghte
not haue knowlege of the names of the perſons, whiche ſhould paſſe in the
enqueſt, whereby dyuers of the people haue bene diſherited: It is oꝛdeined
that no enqueſt, but aſſiſes and deliuerauntes of gaoyles, be taken by wꝛyt enqueſt.
of Niſi pꝛius, noꝛ in other maner, at the ſuyte of any great oꝛ ſmall, beſoꝛe Niſi prius.
that the names of all that ſhall paſſe in the enqueſtes be retourned in the ſhuryffes.
courte. And that the ſhyꝛiffes array the panels in aſſyſes .iiii. dayes, at the
leſte beſoꝛe the ſeſſions of the iuſtyces, vpon peyne of .xx.li. ſo that the par-
tyes maye haue the viewe of the panelles, yf they the ſame demaunde. And bailyffes of
as to the retourne oꝛ aunſwere of the bayliffes of fraunchyſes, they ſhall fraunchyſes.
make their anſwere to the ſhyꝛyffes .xl. dayes beſoꝛe their ſeſſyons, vppon Panels arrai-
the ſame peyne. And in all manner of panels arrayed by the ſhyꝛyffes oꝛ ed.

day-

baylyffes within fraunchyſe, ſhalde put the moſte ſubſtantial people & wor-
thy of fayth, and not ſuſpect, whiche haue beſt knowledge of the trouth and
moſt nyghest.

¶ Here begynneth the ſtatute made at weſtmynſter the .xliii. yere of kynge Edwarde the thyrde.

Capi. i. EDwarde by the grace of god. &c. to the ſhyryffes of Staffordegre
tynge. &c. Where as of late it was ordeyned for the profyte of the
realme and eaſe of marchauntes of Englande, that the ſtaple of
wolles, wolfelles and lether ſhoulde be holden at Caleys, & there
it hathe bene ſythe the fyrſte daye of Marche, the .xxxvii. yeare of the reigne
of our ſouerayngne lorde the kynge that nowe is, and nowe bycauſe that the
peace an other time taken betweene the realmes of Englande and Fraūce,
is by the Frenchemē broke, & great peryll myghte come to the goodes of the
Realme there beynge and commynge by the ſea to the ſame ſtaple oute of
Englande, yf the ſame ſtaple were there contynued, and thereupon the pre-
lates, great men, and commens ſeynge the myſchyefes and petylles whiche
maye happen to the goodes and marchaundyſes, in this parlie praye to the
kynge in thys preſente parlyamente holden at Weſtmynſter at the feaſt of
the holye Trinitie, the xliii yeare of his reigne, thereupon to ordeyne reme-
dye. Oure ſouereigne lorde the kynge, hauynge therupon full delyberation
and aduiſement with great counſell, hath ordeyned, that the ſtaples of Ca-
leys. &c. ſhall be wholly put oute, and the ſtaples of wolles, wolfelles and
lether of the realme of Englande, ſhall be holden in the places vnderwryt-
ten, that is to ſaye, at Newcaſtell, Kyngſton vpon Hull, ſaynete Botulfe,
Yermouthe, Queneſburghe, Weſtmynſter, Chicheſter, Wyncheſter, Exte-
ſter, and Briſtowe. And the ſtaples of Irelande and of Wales, ſhall be in
the places where they were fyrſte ordeyned. And more ouer it is ordeyned,
that all marchauntes alyens and denyſens maye frely go throughe Eng-
lande, Irelande, and Wales, and bye and ſell wolles, wolfelles, and lether,
and all other marchaundiſes at their wyll, without impechement or diſtur
baunce, ſo that no wolles, wolfelles, nor lether ſhall paſſe out of the realme
of Englande, Irelande, nor Wales, tyll they be brought to the ſtaples, and
there weyed, coketted and cuſtomed. And that all the wolles that ſhall be
brought to the ſtaples at Weſtmynſter and Wyncheſter, ſhall be be twyne
marchaunt and marchaunt, or marchauntes and other lawfully weyed by
the ſtandarde. And euerye ſacke and ſarpler of the ſame wolles ſo weyed,
ſealed vnder the ſeales of the Mayre of the ſtaple and of the conſtables, or
Mayre and one of the conſtables. And alſo that all the wolles ſoo weyed,
and ſealed at the ſtaples, and lether and wolfelles that there ſhall come
(the cuſtomes of the ſtaples therof payed) ſhall be witneſſed by bylle ſeale-
led of the ſeales of the mayre of the ſtaple and conſtables, or mayre and one
of the conſtables, and brought from Weſtmynſter to the porte of London,
and from Wyncheſter to the porte of Southampton. And there the ſayde
wolles ſhall be an other tyme weyed in the preſence of oure cuſtomers and
controllers

ſtaples.

Marchantes alyens.

Wolles wolfelles & lether.

Mayre of the ſtaple.

cuſtomers, controlers.

controllers assigned in the same portes. And an indenture shall be made betwene the mayre of the staple and the constables, or mayre and one of the constables beynge in the sayd portes, and our customers there, of all the wolles so weyed, and also of the lether and wolfelles, whiche shall come to the same staple to passe there. And the same wolles, lether, wolfelles and all other wolles, well and lawfully weyed, cocketted, and customed in the other portes and staples aforesayde, shalbe brought out of the said realme and lãdes by alyens, to what parties shall please them at their wyll, and not by denysens. And if any denisen do agaynst the same, he shall incurre the forfeyture of the wolles, lether, and wolfelles so passed, and of imprisonmente of his body by .iii. peres, and more ouer be raunsomed at the kynges wil. And the shyp charged with the same marchaundises, to whom so euer he be, shall be forfeyt to the kinge. Denisens. Shyppe.

¶ Item where as in the parlyamente holden the .xlii. yere, it was ordeyned, that no Englishman shulde passe in to Gascoyne to seeche wynes there, but that the wynes shulde be brought in to Englande by the Gascoynes and other alyens, and though that the sayde ordynaunce hath bene by assaie profytable to all the realme, neuertheles at the requeste of his dere beloued sonne the Prince, whiche hath often tymes complayned, that his subsydies and customes of wynes in his principalitee of Guyon haue bene abrydged and minished, because that englysshmen dooe not come there to bye wynes as they were wonte, and by so muche a greatte parte of the wynes be not solde: The kynge wyll and graunteth, of the assent of the prelates, great men and commons, that all englysshmen, yrishmen, and welshmen, that be not artificers, may freely passe in to Gascoygne, to seeche wynes there, fyndynge sufficiente suretie before his passage before the Mayre, or baylyffes, where no mayre is, of the towne or porte, where he shall passe, that he shall bye in Gascoyne an hundred tunnes of wynes and not lesse of his owne proper goodes and of others, and brynge the same in to Englande, Wales, or Irelande, and to no place els where. And if it be otherwyse done by any englysshman, welshman or yrisheman, the wynes and shyppes, bryngynge the same wynes shalbe forfeyte to the kynge, and euery of them shall haue one peres imprisonement, and more ouer be raunsomed at the kynges will. And if any englishman passe in to Gascoyne without fyndynge suche suretye, he shall incurre the forfeyture of all his goodes to the kynge. And the sayde suerties shall be certified and retourned in the kynges chauncerye, by the sayd mayre and baylyffes, or by the baylyffes where no mayre is. ii. tymes by yere, that is to say, at the vtas of Candelmas, and at the gule of August And if any maire or baylyffe suffre any englysshman to passe tylle he haue founde suche suretye, or they do not certifie in the Chauncerie in the maner as is afore said, they shall haue one peres imprisonment of their bodye, and moreouer be raunsomed at the kynges wyll. And it is not the mynde of the kynge, the great men, nor of the commons, that the ordinaunce made of the saide wynes, the saide .xlii. yere be repealed or adnulled, but shal abide in suspence tyll a man may se what profytte or domage this present graunte Cap. ii. Wines. Gascoynes. Mayre. Baylyffe. Shippes. Chauncery.

hereafter shall do in the realme. And the kynge wyll that the Gascoyns and
Gascoynes. theyr seruauntes, and al other, whan so euer please thē, mate com with theyr wynes in to Englande, wales and Irelande as freely and in the maner as it was ordeyned in the sayde .xlii. yere, or in any tyme before.

Cap.iii. ¶Item for as muche as the greatte men and cōmons of the realme before this tyme and nowe in this presente parlyamente haue greuously complayned, of that the kynges botyler and his lieutenauntes in dyuers places and portes of the realme, haue embraced and taken by colour of theyr office for the house ond expenses of the kynge, and by suche colour haue arested the wynes of marchauntes brought in to the sayde realme, and holden them so long in arreste, that the great men and comons and other of the realme mate not thereof make theyr puruepaunce, nor marchauntes theyr profyte, and often tymes by suche colour haue embraced and taken of them so many tonnes of wyne aboue that was nedefull for the kynge, that they haue comonly solde the same, and therof made their singular profyte as muche as other marchauntes and vynteners in the realme, to the great damage of the sayde marchuntes aand other, wherupon the kynge desyrynge to ordeyne remedye, of the assent of the great men and commons in this present parliamente hath ordeyned, that the botyler nor none of his lieutenauntes, shall not bye,
Botiler. Embracery. Wynes. embrace nor take by colour of theyr office nor in other maner to theyr proper vse nor of others, more wynes for the house and expences of the kynge than they haue in commaundment, vpon peyne of imprysoumente of theyr bodies, and to be raunsomed at the kynges wyll, and as muche as they shal take by force of the sayde warraunt, shalbe taken within .x. dayes, and (that done) the marchauntes of the sayde wynes may, and it shalbe lawful to them of the remenaunt of the sayde wynes an other tyme to make theyr profytte, not withstandynge any arrest made vpon suche wynes by the botyller or any of his lieutenauntes aforesayde.

Cap.iiii. ¶Item because that the comons of the sayd realme haue prayed the kynge, that it may please hym, to pardon them of his special grace of all the trespasses done in the forestes in tymes paste: The kynge hauynge regarde to the great aydes, whiche his sayde comons haue oftentimes done to him, and the charges whiche they in sundry maners haue sustened, of his speciall grace
Pardon of vert and venyson. hath released and pardoned to his sayd cōmons, and to euery of them, euery maner of trespas of vert and venyson doone before this tyme in his forestes, and the pryce and forfeyture of vert, and also all the fynes, amercyamentes, and raunsomes made or to be made by this cause. And if any of the sayde commons at this tyme be arrested, imprisoned, or lette to mayn-pryce for suche cause, they shalbe incontinently released and delyuered free and quyte, and theyr maynpernours also, excepte expressely the Justyces, agistours, chiefe kepers of forestes, parkes ond chaces, as well in fee as otherwyse, and all forresters, ond verdours: regardours and agistours, lieutenauntes of kepers, vnderforresters, and all theyr seruauntes and sellers of woodes and vnderwoodes, and all other ministers of the kynges forestes, parkes and chases, whom the kynge wyll not to be comprised in

this

this pardon. And therefore we commaunde the, that thou do the sayde ordynaunces to be cryed and publysshed in cytees, boroughes, and portes of the sea, and all other places within the baylywyke aswell within fraunchise as without, in places where to the shall seme conuenyent, and the same dooe to be fermely holden and kepte accordynge to the fourme and tenour of the same. Dated, &c.

Here begynneth the statutes made at westminster the .xlv. yere kynge Edwarde the thyrde.

AT the parliamente commoned at Westminster, the monday in the fyrste weeke of Lent, the. xlv. yere of the reigne of kynge Edward the thyrde: It is ordeyned, that the great charter and the charter of the forest be holden and kept in all poyntes. Cap.i. Charter.

Item where as in the statute made at westm in the. xxv. yere of the kyng that nowe is, amonges other thinges it was ordeyned, that because the common passage of shyppes and botes in the great ryuers of England, were often dystourbed by the leuynge of weares, mylles, stankes, stakes and kydels, whiche were leuyed and set vp in the tyme of the kynges graundfather, in great damage of the people: It is accorded and stablysshed, that all the weares, mylles, stankes, stakes and kydels, which were leuyed and sette vp in the tyme aforesayde, and after in suche ryuer wherby the shyppes and botes were disturbed, that they mighte not passe, as they were wonte, shalbe cut and wholy pulled downe without releuenge. And therupon writtes shalbe made and sent to the shyrryffes of places, where shall be nedefull, to suruey, enquyre, and to make therof execution, and also that the iustices be therupon assygned at all tymes that nede shall requyre And nowe at the greuous complaynte of the greatte men and the commons made in this present parlyament, complaynynge by theyr petycyon, that the sayde statute is not duely executed nor kepte, accordynge to the tenour of the same: It is accorded and stablysshed, that the sayde statute in this point be holden and kepte after the effecte of the same. Joynynge therto, that if any such anoyaunces be done, it shalbe pulled downe by due processe conteyned in the sayde statute, and he that shall releuey suche anoyaunce, and therof be duely attaynted, he shall incurre the peyne of an. C. marckes to the kynge, to be leuyed by estretes of the escheker. And suche lawe shall holde of the anoyaunce made by enhaunsynge of suche weares, mylles, stankes, stakes and kydels as by the newe leuynge. Cap.ii. Weares. Mylles. Stankes. Kydels. Anoyaunce.

Item at the complaynt of the sayde great men and commons, shewynge by theyr petition, that where as they sell theyr great wood of the age of. xx. yeres or of greatter age, to marchauntes to their owne profytte, or in ayde of the kynge in his warres, personnes and vycars of holy churche dooe implede and drawe the sayde marchauntes in the spirytuall courte for the tythes of the sayde wood in the name of this worde called Silua secua, whereby they can not sell theyr woodes to the verye valour, to the great damage of them and of the realme: It is ordeyned and stablisshed, that a prohibicion Cap.iii. Silua secua. Prohibicion.

in this case shalbe graunted, and vpon the same an attachement as it hath
Attachment. ben vsed before this tyme.

Cap. iiii. ¶Item it is accorded and stablished, that no impositicion or charge shall be
put vpon wolles, wolfelles, and lether, other then the custome and subsidie
Impositicion. graunted to the kinge, in one partie, without the assent of the parlyamente,
and if any be, it shalbe repealed and holden for none.

¶Here beginneth the statutes made at westminster the .xlvii.
yere of kynge Edwarde the thirde.

Cap. i. FYrste it is accorded, that the clothes of Ray to be made in Eng-
Ray clothes. land shal haue the length of. xxviii. yardes measured by the list.
Cloth of colour. & the breade of. vi. quarters, & the cloth of colour, of the length of
xxvi. yardes measured by the backe and the breade of. vi. quar-
ters, at the lest, and that the halfe cloth, be it of colour or of raie,
shall holde the length and breade aforesayde after the rate. And if any cloth
be put to sale after the gule of August, that is not of the sayde assise, it shalbe
forfeit to the kinge, in whose handes so euer it be founde, saupnge the clo-
thes whiche people make for their owne vse, or for their meinie, or to sell to
lesse people, which shal not be forfeit, although they be not of suche measure.

Cap. ii. ¶Item it is accorded, that the scottysh grote shalbe currannt, for the va-
lour of. iii. d. and of lesse money, accordinge to the quantitee. And if percase
Scottish grote. this scottish money to be empeired, the money so impeyred shalbe set at a lesse
pryce, after the quantitee of the impeyrynge.

¶Here begynneth the statute made at westminster the
l. yere of kinge Edwarde the thirde.

BY the assent of the prelates, dukes, erles, barons & other assem-
bled at the parliament holden at westminster, at the xb. of saint
Hilary, the yere of the reygne of our soueraigne lorde the kinge
that nowe is of Englande the. l. and of Fraunce the. xxvii.
the same our soueraigne lorde the kynge muche desirynge, that
the peace of his land be well kept, & his faithfull subiectes in quietnes and
tranquilitee mainteined, hath for so muche made and stablissched certeine or-
dinaunces, and also graunted certein graces and pardons to his cōmons of
Englande in the fourme as here after foloweth, whiche ordinaunces, par-
dons and graces he wil, that the honour of god and of holy churche, and qui-
etnes of the same his people, they be fyrmely kept & holden in all poyntes.

Cap. i. FYrst it is ordeyned & stablyssched, that holy church haue all hir lybertees
Liberties. and fraunchyses in quietnes without impechement or other disturbance.

Cap. ii. ¶Item that the great charter and the charter of the forest be firmely holden
Charter. and kepte in all poyntes.

Cap. iii. ¶Item our soueraigne lorde the kynge, considerynge the greatte charges
and losses, which his said people hath had and suffred in tymes past, aswell
by the warres, as otherwyse by the pestilence of the people, moreyne of the
beastes, and the fruytes of the and, comunely fayled by cupl yeres in tymes

past

paſt, wherof our ſoueraigne lorde the kynge hath great compaſſion, and for ſo much willing in this parliament now this preſent yere to do them greatter grace than euer he dyd before, for aſmuche as this yere is rightfully the yere of his iubilie, or the yere of grace of his reygne aforeſaid accõpliſhed, wherby his ſaid comons may the better recõfort them ſelfe, & therby haue the greater courage to do well hereafter, and alſo our ſayde ſoueraygne lorde the kynge haynge in memory, how that in the yere of his reyne of England the .xxxvi. which was the .l. yere of his byrth, he made a grace and pardon to his ſaide comons of Englande, pardonynge them of all eſcapes of felons and catals of felons and fugitiues, treſpaſſes, negligences, myſpryſyons, ignoraunces, & many other articles of the eyer & other thinges fallen and chaunced within the ſame realme of Englande, whoſe puniſſhement lyeth in fyne or in raunſome, or in other pecuniar peynes, or impryſonment, or in amerciamente of the commons of townes or of ſinguler perſons, or in charge of theyr freehold, that neuer treſpaſſed, as heyres, or landtenauntes, of eſchetours, ſhyryffes, or corroners at the kynges ſuyte, wyllynge and grauntynge an other tyme, that the ſame his comons ſhulde be therof vtterly diſcharged tyll the .xiii. day of Octobre, the ſayde .xxxvi. yere, at whiche daye the ſame pardon was made, as more playnly is conteyned in the ſame: wyll and graunteth to the honour of god, whiche ſo long hath ſuffred hym to reygne ouer the ſame his people in proſperitee, that the ſame his comons of England, and euery ſinguler perſon of the ſame of what eſtate or condycion that they bee, aſwell ſmall as great, ſhall haue now and enioye all ſuche graces & pardons of all thynges compryſed within the ſayde pardon fallen or chaunced from the ſayde xiii. daie of Octobre, tyll the begynnynge of this preſent .l. yere. And moreouer our ſayde ſoueraygne lorde the kyng hath pardoned and releaſed to his ſayd comons, all maner of gyftes, alienacions, and purchaſes made by them or any of them, of landes and tenementes holden of hym in chyefe, wythout the kynges lycence, and all maner of entries, if they haue made any in theyr heritage after the deathe of theyr auncеſtours, without ſuynge them out of the kynges handes by due proceſſe, tyll the begynnynge of the ſame .l. yere except thoſe tenementes, whiche be alyened in to mortmayne, and thoſe tenementes alſo, whiche nowe be ſeaſed in to the kynges handes bycauſe of alyenacions and entries, and hath wholy pardoned & releaſed al fynes, amercementes, iſſues forfeytes, relyefes, and eſcuages made, fallen or chaunced within the ſame realme of Englande. And alſo all maner of dettes and accomptes tyll the .xl. yere of his reigne. And alſo all maner of actions and demaundes, whiche he hath or may haue by him ſole, or els ioyntely with other perſons, againſt any of his ſayd comons, aſwell for the cauſe of the ſame dettes and accomptes, as otherwiſe becauſe of paſſage of wolles, lether, and wolfelles or other marchaundiſes to the parties beyonde the ſea, againſt the defences and ordeinaunces thereof made, aſwell pryuylye and in the name of the marchauntes, or by colour of letters patentes graunted at Dordagh or els where beyonde the ſea, as by any other waie for theſe cauſes, and aſwell of the tyme of Walter of Charlton and his felowes late fermours of

Pardons.

the subsydie and customes, as in other tymes till the .xl. yere of his saide reigne of Englande, excepte all the dettes that be iudged by season of landes or tenementes, or to be determined in other maner, and excepte the dettes that be nowe at this tyme due to him by any that haue bene shiriffes, eschetours, collectours of customes and subsidies, dismes and quinzymes, fermours of manours, bitailers, and other that haue bene in great offices with our soueraigne lorde the kynge in tymes paste, whiche be yet in playne lyfe. And also our saide soueraigne lorde the kynge hath generally pardoned them the suite of his peace, for all maner of felonies done or committed before the begynnynge of the saide .l. yere, with the outlagaries if any be in them by suche enchesons pronounced. Excepte alwaies treasonnes murders, comon theftes, and also rapes of women. But alwaies it is the kynges minde, that syr William Wikham bishop of Winchester shal nothing enioie of the saide graces, grauntes and pardons, nor in no wyse be comprised within the same, nor that none shall enioie any thinge of the saide graces or pardons of felonies, oneles thei pursue their charters in especiall betwixte this and the natiuite of sainte Iohn Baptiste nexte cominge.

Cap. iiii. ¶ Item it is ordeined and stabilished of the saide assente, that where as a Consultacion is ones duely graunted vpon a prohibicion made to the iudge of holy church, that the same iudge maie procede in the cause by vertue of the same consultacion, not withstanding any other prohibicion therupon to him delyuered. Prouided alwaies, that the matter in the lybell of the saide cause be not engrossed, enlarged, nor otherwise chaunged.

Consultacion. Prohibicion.

Cap. v. ¶ Item because that complaynte is made to our soueraigne lorde the kyng by the clergie of his saide realme of Englande, that as well diuers prestes, bearynge the sweete bodie of our lorde Iesu Christe to sicke people, and their clerkes with them, as otherwise diuers other persons of holy churche, whiles thei attende to diuine seruices in the churches, churcheyardes, and other places dedicate to god, be sundrie tymes taken and arrested by auctorite roiall, and commaundement of other temporall lordes, in offence of god and of the lyberties of holy churche, and also in disturbance of diuine seruices aforesaid The same our soueraigne lorde the kyng, who wolde be sore displeased, if any did in suche maner, wyll and graunteth, and defendeth vpon his greuous forfaiture, that none do the same from henseforthe, so that collusion or feined cause be not founde in any of the said persons of holy churche in this behalfe.

Holy churche. Lyberties. Collusion.

Cap. vi. ¶ Item because that diuers people inherite of diuers tenementes, borowing diuers goodes in money or in marchaundise of diuers people of the reame, do gyue their tenementes and catals to their friendes, by collusion therof to haue the profites at their wyll, and afterwarde do flee to the franchise of west minster of sainte Martins le graunde of London, or other suche priuileged places, and there do liue a great tyme with an high countenance, of an other mannes goodes, & profit of the said tenemētes & catals, til the said creditours shalbe bounde to take a small parcell of their det, & relese ye remnant: It is ordeined and assented, that if it maie be founde, that suche giftes be so made by collusion, that the saide creditours shall haue execution of the saide tenemen-

Gifte made by collusion.

tes

tes and cattals as if no suche gifte had bene made.

¶ Item it is ordeined and defended by our soueraine lorde the kynge, that no wollen clothes shall be broughte in to no partie out of our realme of Englande, before thei be fulled, nor that no subsidie be therof demaunded nor paied, before that thei be fulled. Cap. vii. Wollen clothes

¶ Item it is ordeined and stablisshed, that no subsidie nor aulnage shall be paied, leuied nor demaunded of clothes called frise ware, whiche be made in Irelande, or otherwise in Englande of Irisshe woolle brought within the realme of Englande, because that those clothes do not conteine the lengthe and breade ordeined by the statute, and for so much thei ought not to be comprised in the statutes late made of rate clothes and coloured clothes. Cap. viii. Subsidie. Aulnage. Clothes called frise ware.

¶ Thus endeth the statutes made in the tyme of the noble kynge Edwarde the thirde.

HERE BEGYNNETH THE STATVTES MADE AT VVESTMINSTER IN THE FIRSTE yere of the reigne of kynge Rychard the seconde after the conqueste of Englande.

RIchard by the grace of god kynge of Englande and of Fraunce and lorde of Irelande to the shyrife of Northampton, grettinge. Knowe thou that to the honour of god and reuerence of holy churche for to nourisshe peace, vnitee and concorde in all the parties within our realme of Englande (whiche we do muche desyre) by the whole assente of the prelates, dukes, erles, and barons, of this our realme at the instaunce and especiall requeste of the commons of our realme assembled at our parliament holden at westminster the. xv. daie of Faunte Hillarie, in the firste yere of our reigne, we haue ordeined and stablished certain statutes in amendement and relife of this our saide realme, in maner and fourme folowinge.

Cap. i. FIrste it is agreed and stablisshed, that holy churche shall haue and enioie all her rightes, lyberties, and fraunchises wholly and without blemisshe. And that the great charter, whiche at the requeste of the saide commons was red in the saide parlyamente, and also the charter of the foreste, and all other good statutes and prouisions made in the tyme of the progenitours of our soueraigne lorde the kynge that nowe is, and not repealed: shal be obserued and firmely kepte in all poyntes.

Charter.

Cap.ii. ITem our saide soueraine lorde the kynge, greatly desyringe the tranquillitee and quietnesse of his people, will and straitly commaundeth, that the peace within his realme of Englande be surely obserued and kepte, so that all his laufull subiectes maie from henseforth saufely and peasibly go come and dwell after the lawe and vsage of the realme. And that iustice and righte be indifferently ministred to euery of his saide subiectes.

Peace. Iustice.

Cap.iii. ITem that the statutes late made in the tyme of the noble kynge Edwarde graundfather to our soueraigne lorde the kynge that nowe is for purueiours and bye s shall be firmely obserued and kepte in all poyntes. And also because that prelates and clerkes maie not therof cõmence their suites againste any by waie of crime (as the saide statutes requireth) all prelates and clerkes shall from henseforth haue their actions againste all suche purueiours and byers, by action of trespas, and recouer their treble damage.

Purueiours. Prelates. Clerkes.

Cap. iiii. ITem it is ordeined and stablisshed, and the kynge our soueraigne lorde straitly commaundeth, that none of his counsailours, officers, or seruantes, nor none other person within the realme of Englande, of what so euer estate or condicion thei bee, shall from henseforthe take nor sustaine any quarell by maintenaunce, in the countrey nor els where, vppon a greuous peine, that is to saie, the saide councellours and the kynges great officers vppon a peine, whiche shall be ordeined by the kynge him selfe, by the aduise of the lordes

Quarell. Maintenance.

lordes of his realme, and other lesse officers and seruauntes of the kynge, as well in the eschequer and all his other courtes as of his owne meinte, vpon peine to lose their offices and seruices, and to bee imprisonned, and from thens to be raunsomed at the kynges wyll euery of them after their degree, estate, and deserte. And all other persons through the realme, vpon peine of imprisonment, and to be raunsomed as other aforesaide.

¶ Item it is ordeined, that all statutes and ordinaunces made before this tyme, of officers of the eschequer, be holde and firmely kepte in all pointes. And moreouer it is ordeigned and stablisshed, that at what tyme any dettes be paied, and the tailes therof made, reioined and allowed in the saide eschequer, that this dette shall neuer renne in demaunde, and if it so happen that after the allowance made there, any clerke of the eschequer made any writ or processe, for to proue the same dette of newe, and that duley proued, the same clerke shall lose his office, and to haue imprisonment, till he hath made gre to the partie by so muche as he is endamaged, if any wyll sue, by the discrecion of the treasorer and the barons of the eschequer. Capi.v. Eschequer. Dette. Taylis. Clerkes dess chequer.

¶ Item at the grieuous complainte of the lordes and comons of the realme, as well men of holy churche as other, made in the parlyamente of that that in many seignowries and patties of the realme of Englande the villaines and landtenauntes in villenage, whithe owe seruices and customes to their lordes, haue nowe late withdrawen, and doe daily withdrawe their seruices and customes due to their saide lordes, by comforte and procurement of other their councellours, mainteinours, abbettours in the countrey, whiche hath taken hyer and profite of the saide villaines and landetenauntes, and by colour of certaine exemplifications made out of the booke of Domesdaie of the manours and townes where thei haue bene dwellynge, and by vertue of the same exemplifications, and their euill interpretacions of the same, thei affirme them to bee quite and vtterly discharged of all maner seruage, doe as well of their bodie as of their saide tenures, and wyll not suffer any distresse or other iustice to be made vpon them, but doe manace the ministers of their lordes of lyke and of membre, and (whiche more is) gathered them selfe together in great routes, and agreen by suche confederacie, that euery one shall aide other to resiste their lordes with strong hande: and muche other harme thei doe in sondrie maner, to the great damage of their saide lordes, and euell exaumple to other to begin suche ryotes, so that if due remedie bee not the rather prouided vpon the same rebelles, greatte mischiefe (whiche god prohibite) maie therof springe throughe the realme: It is ordeigned and stablisshed, that the lordes whiche felen them selfe greued, shall haue especiall commissions vnder the great seale to the Iustices of peate, or to other sufficiente personnes, to enquyre of all suche rebelles, and of their offences, and their counsailours, procurours, mainteinours and abbettours, and to imprison all those that therof shall be endited before them, as well for the tyme paste, as for the tyme to come, without delyuering them out of prisone by mainprise, bayle, or otherwyse, without assente of their lordes, tyll thei therof bee attainted or acquitte. And that the same Cap.vi. Villaines. Lande tenantes Booke of Domesdaie. Iustices of peace

iustices haue power to here and dete mine as well at the kynges suite as at the suite of the partie. Prouided alwaies, that if the saide villayns or lande tenauntes, rebelles, bee therof attainted at the suite of the saide lordes, thei shall in no wyse be delyuered, tyll they haue made a fyne to the kynge, and also thei to haue the assent of their lordes aforesaide. And as to the saide counsaillors, procurours, maintenours and abbettours, suche processe and in lyke maner shall be made of them, whiche therof shall bee attainted, so that they be in no wyse delyuered from prison, tyll they haue made fyne to the kynge, and gree to the lordes so greued, according as their estate and the quantitee of their offence dothe require, if the same lordes wyl sue againste them by writte or by bylle, sauinge alwaies, as to the saide fynes, the fraunchises and lybertes of lordes, whiche haue fynes and amerciamentes of their tenauntes. And as the saide exemplificacions made and purchased as afore is saide, whiche were caused to come in the parlyamente, and to be declared in the saide parlyamente, that the same make not nor ought to auaile or holde place to the saide villaines or landtenauntes as to the fraunchise of ther bodies, nor to chaunge the condicion of their tenure and customes of olde tyme due, nor to do prejudice to the said lordes, to haue their seruices and customes as thei were wonte of olde tyme. And it is ordeined, that vpon this declaracion, the saide lordes shall haue letters patentes vnder the great seale, as many and suche as thei shall nede, if thei the same require.

Exemplificacions.

Cap.vii. ¶ Item because that dyuers people of small garysonne of lande or rente or other possessions do make great retinue of people, as well of esquiers as of other, in many parties of the realme, geuinge to them hattes and other lyuerey of one suite by yere, takynge agayne towardes them the valour of the same lyuerey, or percase the double valour by suche couenaunte and assuraunce, that euery of them shall mainteine other in all quarels be they reasonable or vnreasonable, to the greatte mischiefe and oppression of the people: It is ordeined and assented, that the statutes and ordinaunces made in suche case before this tyme bene kepte and duely executed. And moreouer the kynge doth straitly defende, that from henseforthe no such lyuerey be geuen to any man for maintenaunce of quarels, nor other confederacies, vpon peine of imprisonment and grevous forfaiture to the kynge. And the iustices of assyses shall diligentely enquyre of all them that gather them together in fraternities by suche delyuerey to do maintenaunce, and thei whiche therof shall be founde giltie, shall be duely punisshed euery man after the quantitee of his deserte.

Retinue. Lyuerey.

Maintenaunce.

Fraternities

Cap.viii. ¶ Item it is assented, that from henseforthe no protection with the clause of Volumus be allowed before any iudge for vitailes taken or brought vpon the viage or seruice, wherof the protection maketh mencion, nor also in pleas of trespas, or of other contracte made or perpetrate after the date of the same protection.

Protection.

Cap.ix. ¶ Item because it is complained to the kynge, that many people of his said realme as wel great as small hauing right and true tytle as wel to lan-

des

des, tenementes, and rentes, as in other personell actions, be wrongefully delaied of their righte and actions, by that that the occupiours or defendauntes be mainteined and susteined in their wronge: doe commonly make giftes and feoffementes of their landes and tenementes, whiche be in debate and of their other goodes and cattals, to lordes and other great men of the realme, againste whom the saide pursuauntes for great manace that is made to them maie not nor dare not make their pursuites: And also on the other parte, complainte is made to the kynge, that oftentymes many people do disseise other of their tenementes, and anone after the disseisyn done, thei make diuers alyenacions and feoffementes, sometyme to lordes and great men of the realme, to haue maintenaunce, and sometyme to many persons, of whose names the disseisies can haue no knowlage, to the intente to deferre and delate by suche fraudes, the saide disseisies and the other demaundauntes and their heires of their recouerie, to the great notaunce and oppression of the people: It is ordeigned and stablisshed, that from henseforth no gifte of feoffement of landes, tenementes, or goodes be made by suche fraude and maintenaunce. And if any be in suche wyse made, thei shall be holden for none and of no value. And the saide disseises shall from henseforthe haue their recouery against the firste disseisours, as well of the landes and tenementes, as of their double damages, without hauing regarde to suche alienacions, so that the disseisies commence their suites within the yere next after the disseisin done And it is ordeined and stablisshed, that the same statute shal holde place in euery other action in plee of lande, where suche feffementes be made by fraude or collusion, to haue their recouerie againste the firste suche feffour. And it is to witte, that this statute ought to be vnderstande, where suche feffours ther of taken the profites.

Maintenance.

Giftes of landes by fraude.

Alienacion.
Disseisies.
Feffementes.
Fraude.
Collusion.

CItem our soueraine lorde the kynge, desyringe the quietnes of his people, wyll and graunteth, of the assente aforesaide, that the generall pardons and graces, whiche the noble kynge Edwarde, graundfather to our soueraigne lorde the kynge that nowe is, made to his people of Englande in the .l. yere of his reigne, shall holde place, and be allowed in the eschecquer aforesaide and els where, for all people comprised within the same pardons and graces, as well of shippes, vitailes, artillarie, armour, and vessels, not expressed especially in the same, as of all dettes and accomptes and other thynges there comprised in generall.

Cap.x.

Pardone.

CItem it is ordeined, that none that hath bene shiriffe of any countie by an whole yere, shall be within .iii. yeres nexte ensuinge chosen againe, or put in the same office of shiriffe, if there be other sufficient in the saide countie of possessions and goodes to answere to the kynge and his people.

Cap.xi.

Shiriffe.

CItem where as diuers people, at the suite of the partie commaunded to the prison of the Fleete by iudgemente geuen in the kynges courtes be oftentymes suffered to goe at large by the wardeine of the saide prisone, sometyme by mainepryse or by bayle, and sometyme without any maynpryse with a baston of the Fleete, and do goe in the countrey about their marchaun dises

Cap.xii.

Fleete.

dyses and other theyre busynes, and be longe out of pryson nyghtes and dayes, without theyr assente, at whose suyte they be iudged, and without theyr gree, therof made: Wherby a man can neuer come to his right and recouery against such prisoners, to the greatte mischiefe and noyannce of many people: It is ordeined and assented, that from henseforth no warden of the Flete shall suffre any prisoner there beyng by iudgement at the suite of the partie, to go out of prisone by mainprise, bayle, or by bastonne, without makynge gree to the sayde parties of that wherof they were iudged, onlesse it bee by writte or other commaundement of the kynge, vppon peyne to lose his office, and the kepinge of the saide prisone. And moreouer, if any suche wardeine from henseforthe be atteinted by due processe, that he hath suffred or lette such prisoner to go at large against this ordinaunce, than the pleintyfes shall haue their recouerie against the same wardeins, by writ of det.

Wardon due flete.

Prisoner.

And also it is ordeined, that if any at the suyte of the partie iudged to an other prison for dette, trespas, or other quarell and will confesse hym selfe bo-

Recognisaner.

luntaryly and by a feyned cause dettour to the kynge, and by so much to bee iudged to the sayde prison of the Flete, there to haue greatter suyte of pryson than elswere, and so to delay the partie of his recouerie, the same reconisance shall be there receiued, and if he be not dettour to the kynge of record, his bodie shall incontinently, be remaunded to the prisone where he was before there to remaine till he hath made gre to the sayde partie, and the same gree made, he shall be immediately sent againe to the Flete, there to abyde, till he hath made gre to the kyng of his recognisance aforesaid.

Cap. xiii. ¶ Item the prelates and clergie of this realme dothe greately complayne them, of that that people of holye churche, pursuynge in the spirituall court for their tythes and theyr other causes, whiche of right ought and of olde times were wonte to perteine to the same spirituall courte, and that the iudges of holy churche, hauynge conisaunce in suche causes, and other persons therof medlynge accordynge to the lawe, be malycyously and vnduelie by this cause endited, imprisoned, and by seculer power horribly oppressed and also enforced with violence by othes and greuous obligacions, and many other maners vnduelie compelled to leaue and seale vtterly of the thynges aforesayde, agaynste the liberties and fraunchises of holie churche:

Tythes.
Liberties.
Obligacion.

Wherfore it is assented, that all suche obligacions, made or to be made by

Duresse.
Enditementes.

duresse of violence, shall be of no valour. And as to those that by malyce do procure such enditementes, & to be the same enditours, after that the same enditees be so acquitte, suche procutours shall haue and incurre the same peine that is conteined in the saide statute of westminster seconde, of those whiche procure false appeales to be made. And the iustices of assises or other iustices, before whom suche enditees shall be acquitte, shall haue power to enquire of suche procutours and enditours, and duely to punisshe them after their deserte.

Procutours.
Enditours.
Justices.

Cap. xiiii. ¶ Item it is accorded, that at what tyme that any person of the holy churche be drawen in plee in the seculer courte for his owne tythes taken,

Tythes.

by

by the name of goodes taken away and he whiche is so drawen in plea maketh an exception, or allegeth that the substaunce and suite of the bulnes is onely vpon tithes, due of right and of possession to his church, and to an other his benefice: that in such case the generall auerment shall not be taken without shewynge specially, how the same was his lay cattall. Auerment.

Item because that the prelates do complaine them selfe, that aswel beneficed people of holy churche, as other be arrested and drawen out aswell of cathedrall churches as of other churches & their churchyardes, and sometyme whyles they be intending to diuine seruyces, & also in other places, although they be berynge the body of our lorde Jesu christ to sicke persons, and so arrested and drawen out, be bound and brought to prison, against the libertie of holy churche. It is ordeyned, that if any minister of the king or other, do arrest any person of holy church, by such maner, and therof be duely conuict, he shall haue imprisonment, and ther be raunsomed at the kynges will, and make gree to the parties so arrested. Prouided alwayes, that the sayde people of holy churche shall not holde them within the churches or sayntuaries by fraude or cullusion in any maner. And therefore we commaunde, that thou do all the sayd statutes to be cried. &c. Cap.xv. Holy churche. Fraude Collusion.

Here beginneth the statutes made at Glouceſter, the seconde yere of kyng Richard the seconde.

OUr soueraigne lord the kyng, at his parliament holden at Glouceſtre the wednesday next after the feast of saint Luke, the second yere of his reygne, amonges other thinges there assented and accorded, hath made certeyne statutes and ordinaunces, aswell for the common profyte of the realme, as for the mayntenaunce of the peace of his sayd realme, in the fourme folowynge.

FYrst because that before this tyme in the tyme of the noble kynge Edwarde, graundfather of our soueraine lorde the kinge that now is, in his parliamentes holden at yorke & westminster, and also in this present parliament, great complaynt hath ben made to our sayd soueraigne lorde, of that that in many cities, boroughes, portes of the sea, and other places within the realme of England, great damages & outrages, greuaunces haue bene and yet be done to the kyng & to all his realme by the citesens, burgesses and other people of cities, boroughes and other townes & places aforesaid, which haue not suffred, nor yet wyl suffre, marchauntes straungers, nor other, that do bryng, cary, or conuey by sea or by land wynes, auoyr de pops, sustenāce, vytayles or other thinges vendible, profitable, and necessary, aswell for the kynge, his prelates and lordes, as for all the comminaltie of his lande, to sell, or deliuer the sayde wynes, sustinaunce, vitailes, nor other thinges vendible, to any other than to them of the same cities, boroughes, portes of the sea, and other places, to whiche such wynes, sustinaunce, vytayles or other thinges vendible were and be brought, caried or conueiued, and by so muche those thinges haue ben and yet be sold and set to the kynge, to his lordes, and to all his people, by the handes of the cytesens, burgesses and o-

Cap.i.

thers

ther people denisens, to the great and excessiue derth ouer that they shalde haue bene, if the marchauntes straungees and other, which bryng such thinges in to the realme, might frely haue solde them to whom they wolde: nor also wold not, nor yet wyll suffre the marchauntes straungers, that cometh or wolde come within the realme to bye wolles and other marchandises growing within the same realme, to go, trauayl, and marchandise, or abyde frely as they were wonte to do, to the great damage of the kynge, of the prelates, of the lordes, and of all the realme, and agaynste the comon profyte, and agaynste the statutes and ordinaunces therof made in tymes past in the said two parlyamentes: Our soueraygne lorde the kyng considerynge clerely the comyng of marchantes straunges within the realme, to be very profitable for many causes to all the realme, by the assent of the prelates, dukes, erles, barons, and of the commons of the realme, hath ordeyned and stablysshed, that all marchauntes aliens, of what realmes, countreys, or seignowryes, that they come, which be of the amitee of the kynge & of his realme, may from henseforth saufly and surely come within the realme of Englande, and in all maner citees, boroughes, portes of the sea, feyres, markettes or other places within the same realme, within fraunchise and without and abide with their goodes and all maner marchaundises vnder the saufegarde and protection of the kynge, allong as shall please them, without disturbaunce or denienge of any person. And that as well those marchantes aliens and denisens and euery of them, that wyll bye or sell corne, flesh, fysh, and all maner other vitayls and sustinaunce, and also all maner of spycerye, fruyte, furre, and all maner of small wares, as sylke goldewyre, or syluerwyre, couerchiefes, and other such small wares, maye from henseforth freely and without denyeng or any maner disturbaunce as well in the citee of London as in all citees burghes portes of the sea feyres markettes, and other places within the realme, selle and bye in grosse and by percelles to whom and of whom them please, denisen or foreyn, except the kinges enemies. And except that al maner of wynes, aswell swete as other shall be founde by the sayde straungers in grosse and by whole vesselles, as they be brought in to the realme, and not at retayle by any in the sayd citees, boroughes, and other townes, fraunchised, but onely by the inhabitauntes and free men in the same. And as to all other great wares, as clothe of golde and of siluer, silke, sendall, napary, lynen cloth, canuas and of other suche great wares, and also all maner of other great marchaundises, not aboue expressed, what so euer they bee from henseforth as wel aliens as denisens, as wel in the citee of London as in other citees, boroughes, portes of the sea, townes, feyres, markettes, and elswhere through the sayde realme, within fraunchise and without maye selle the same in grosse to euery person foreyn or denysen that wyll bye the same frely and without any denyeng, excepte to the kynges enemies, aswell by the bale, cloth, or by the hole peeces at theyr pleasure, and not at retayle, vpon peyne of forfeyture of the same marchaundises, but onely the cytesens and burgeses in their owne citees and boroughes, and other good townes fraunchised, to whom and to none other straunge marchaunt of their fraunchyse

Marchauntes straungers.

Victayles.

London.

Wynes.

Marchandises.

the

they may and it shalbe laufull to them without impechement to vnfolde, vn-
do and cut in the same theyr prope cities and bourghes, the greatte mar-
chaundises, and other grat wares aforesayde, and aswell the same as wy-
nes and theyr marchaundises, there to sell in grosse & at retayle at theyr plea-
sure, payenge all the customes and subsidies due not withstanding any statu
tes, ordinances, charters, iudgementes, allowances, customes, and vsages
made or suffered to the contrary: whiche charters and fraunchises, if anye
there be, they be vtterlye repealed and adnulled, as a thynge made, vsed or
graunted agaynst the common profyte or oppression of the people. Sauing
alwayes to prelates and lordes of the realme wholy their liberties and fraun
chyses, that they maye make theyr puruey auuces and byenges of vataples
and of other theyr necessaries, as they were wonte to do in olde tyme, and
saynge that the ordinaunces made before this tyme of the staple of Caleis
be holden in theyr force and vertue. And it is not the kynges mynde, that
the marchauntes straungers and denysens, that wyl bie and sel theyr wolles
wolfelles, wares, clothes, yron, and other marchaundises at fayres and mar
kettes in the countrey, shulde be restreyned or disturbed, by this statute, to
sell or bye frely in grosse or at retayle, as they were wonte to do heretofore.
And if it so happen, that from henseforth disturbaunce be made to any mar-
chaunt alyen or denisen, or other vppon the sale of suche thynges, in cytee,
burgh, towne, porte of the sea, or other place that hath fraunchise, agaynste
the fourme of this ordinaunce, and the maire, baylyffes, or other that haue
the kepenge of suche fraunchyse, requyred by the sayde marchauntes or o-
ther in theyr name therof to make remedye, do not the same, and thereof bee
attaynted, the fraunchise shall be seased in to the kynges hande. And ne-
nertheles, they that haue done suche disturbaunce agaynst this statute, shall
be holded to restore and yelde to the playntyfe his double damages that he
hath suffred by this occasion. And if such disturbaunce be made to such mar-
chauntes, or to other in townes or place where no fraunchyse is, and the
lorde, if he be present or his baylyffe, constable, or other wardeyn of the said
townes and places, in absens of the lordes therof requyred to do ryght, and
do not, and thereof be duely attaynted, they shall yelde to the playntyfe his
double damages, as afore is sayde, and the disturbours in the one case and
the other, aswell within fraunchyses as without, if they bee atteinted shall
haue one yeres imprisonemente, and be raunsomed at the kynges wyll. And
it is ordeyned and stablisshed, that the chauncellour treasorer, and Justices
assigned to holde pleas of the kynge in the places where they come, shall di-
ligently enquyre of such disturbaunces and greuaunces and dooe punysshe-
mente accordinge as afore is ordeined. And neuertheles the kynge shall
assigne by commission certeyne people, where and whan shall please hym to
enquire of such disturbaũces and greuaunces and to punisshe the offenders
in this partie, as before is sayde.

¶ Item it is ordeined and stablished, that the statute made in the tyme of
kynge Edward the graundfather the .xxv. yere of his reigne, of forstallers
of wynes vittailes wares and marchaundises, which come to the good tow-
lies

Charter.
Fraunchises.
Liberties.
Purueyaunce.
Staple of Caleis.
Mayre.
Bayliffe.
Lorde.
Constable.
Disturbour.
Chauncelour.
Treasorer.
Justices.
Cap. ii.
Forstallers.

nes within the realme by land or by water, shalbe holden and fermely kepte in all poyntes and put in due execution for the common profyte of the sayde realme.

Cap.iii. Marchauntes straungers.

¶Item it is ordeyned and assented, that all marchauntes of Jene, Uenice, Cateloigne, Aragon, and of other realmes, landes and countreys towardes the weste, beynge of the kynges amite, that wyll bryng to Hampton or elles where within the realme carrackes, shyppes, galeis, or other vessels charged or discharged, maye freelye sell theyr marchaundises to whom pleaseth them by the maner as afore is sayde, and there recharge theyr vesselles of woolles, lether, wolfelles, tynne and of other marchaundises of the staple, and freely bryng them in to theyr countrey towardes the weste, payenge at the portes where they charge them, all maner customes and subsidies, and other deuoyrs of Caleys, asmuch as they shuld pay if they shuld bryng the same marchandises to the staple of Caleis, so that they finde sufficient surety, that they shall bryng the same so towardes the west, and to no place els where towardes the East, but to the staple of Caleis, if percase they wyl go, vppon peyne of the forfeyture ordeyned before this tyme.

Staple of Caleys.

Cap.iiii. Maryners. Admirall.

¶Item because that dyuers maryners, after that they be arrested and retei-ned for the kynges seruyce vppon the sea in defence of the realme, and therof haue receiued theyr wages perteynynge, do fle out of the sayde seruyce without lycence of the admirals or of theyr lieutenauntes, to the great damage of the kynge and his realme, and hynderaunce of the sayde viages: It is ordeyned and stablished, that all those maryners, whiche from henceforth shall do in suche maner, and that truely founde and proued before the admyrall or his lieutenaunt, shalbe holden to restore to our sayd soueraigne lord the kynge the double of that they haue taken for theyr wages, and neuertheles shall haue one yeres imprisonment without beynge delyuered by mainprise, bayle, or by other way. And the kynge wyll and commaundeth to all shyrffes, mayres, and bailiffes within fraunchises and without, that at the certificacion of the sayde admyrals or theyr lieutenauntes, by theyr letters therof to be made, testifieng the sayde proue, shall incontinent without taryenge make an other commaundement of the kynge our soueraygne lorde, to take and attach all fugitife maryners by theyr bodie, within theyr bailiwykes within fraunchises and without, and put them in prison there to abyde in good and sure keppynge, tyll they haue made gree to the kynge as afore is sayde, and therof haue a speciall commaundement of our soueraigne lorde the kyng of theyr deliuerance. And lyke punishemente shalbe made of serieauntes of armes, maisters of shippes, and all other that shall be attei-nted by inquiry before the admiral or his lieuetenant aforesaid, that thei haue any thinge taken of the sayde mariners for to suffre them to go at large out of the sayd seruyce, after that they haue ben arrested for the same seruice.

Serieauntes at armes.

Maisters of shyppes.

Cap.v. Newes. Messanger.

¶Item of counterfeters of false newes, and of horrible and false messages, of prelates, dukes, erles, barons, and other nobles and great men of the realme, and also of the chauncellour, treasorer, clerke of the priuie seale, steward of the kinges house, iustyce of the one bench or of the other, and of other great

great officers of the realme, of thinges whiche by the saide prelates, lordes, nobles and officers aforesaide were neuer spoken, touched, nor thought, in great sclaunder of the saide prelates, lordes and officers, whereby debates and discordes might ryse betwixte the saide lordes and commons (which god forbidde) and whereof great perill and mischiefe mighte come to all the realme, and quicke subuersion and distruction of the saide realme, if due remedie be not prouided: It is straitly defended vpon greuous peine, for to eschew the said damages and perils, that from henceforthe none be so hardy to finde, saie, or to tell any false newes, messages, or other suche faulse thinges of prelates, lordes, and of other aforesaid, wherof discorde or any sclaunder might ryse within the same realme, and he that dothe the same, shall incurre and haue the peine an other tyme ordeigned therof by the statute of Westminster first, whiche will, that he be taken and imprisoned, til he haue founde him, of whom the worde shulde be moued. Messages.

¶ Item because that our soueraigne lorde the kynge hath perceiued, as well by many complaintes made to him, as by the perfite knowlage of the thynge, that as well diuers of his liege people in sundry parties of the realme, as also the people of Wales in the countie of Herefordе, and the people of the countie of Chester, with the counties ioignynge to Chestershyre, some of them claiminge to haue righte to diuers landes, tenementes and other possessions, and some espyinge women and damoiselles vnmaried, and some desyringe to make maintenaunce in their marches do gather them together to a great numbre of men of armes and archers, to the maner of warre, and confederate them selfe by othe and other confederacie, not hauinge consideracion to god, nor to the lawes of holy churche, nor of the lande, nor to righte, nor iustice, but refusinge and settinge aparte all processe of the lawe, doe ryde in great routes in diuers parties of Englande, and take possession, and set them in diuers maners, landes, and other possessions of their owne auctoritee, and holde the same longe with suche force, doinge many maner apparelmentes of warre, and in some places doe rauisshe women and damoiselis, and bringe them in to straunge countreies, where please them, and in some places lyinge in awaite with suche routes doe beate and mathem, murdre and slea the people, for to haue their wyues and their goodes and the same women and goodes reteine to their owne vse, and some tyme take the kynges liege people in their howses, and bringe and houlde them as prisoners, and at the laste put them to fyne and raunsome, as it were in a lande of warre, and sometyme come before the iustices in their sessions in suche guise with greatte force, wherby the iustices be aferde and not hardy to do the lawe, and do many other riottes and horrible offences, wherby the realme in diuers parties, is put in great trouble, to the great mischiefe and greuaunce of the people, and the hurte of the kynges maiestee, and againste the kynges crowne: Our soueraigne lorde the kynge, desyrynge soueraignely the peace and quietnes of his realme, and his good lawes and customes of the same, and the rightes of his crowne to be mainteined and kepte in all poinctes, and the offenders duely to be chastised and Cap. vii.

punisshed (as he is swoꝛne at his coꝛonacion) by the assente of all the loꝛdes and peeres beinge in this parlyament, hath dcfended vpon the perill that belongeth, that none be so hardie from hensefoꝛthe to do any thinge that shalbe in affraie of the people againste the peace. And moꝛeouer it is oꝛdeined and establisshed, that the statute of Noꝛthampton, made in suche case in the tyme of the saide graundfather, be holden and kepte in all pointes. And also it is assented, that certaine sufficient and valiaunt persones, loꝛdes oꝛ other, shall be assigned by the kynges commission in euery countie thꝛoughe the realme, where as shall nede, whiche shall haue powe by their commission, that as soone as thei knowe, oꝛ that thei be credibicly certified of any assembles, routes oꝛ rydinges of offenders, baratours, and other suche riottours in their marches, in affraie of the people, and againste the peace, to arreste them incontinente without tarynge foꝛ inditementes oꝛ other pꝛoces of the lawe, by their bodie, and to bꝛinge their capitaines and heades, and sende them to the nexte iaile, with the cause of their arreste clerely and distinctely put in wꝛitynge, there to abyde in pꝛison in sure kepinge, till the comminge of the iustices in to the countreie, without beinge delyuered in the meane tyme by mainpꝛise, baile, oꝛ in other maner. And all the loꝛdes beinge in the parlyamente be charged by the kynge, and thei haue of their good gree and free will laufully pꝛomised to bee in aide, to their powe, to the saide commissioners, if nede bee, and be requyꝛed to kepe and dooe to be kepte by them and theirs this oꝛdinaunce in as muche as toucheth them, and without hauinge regarde to any persone foꝛ amitee, alliaunce oꝛ other wyse. And our souꝛaigne loꝛde the kynge wyll and commaundeth to all his iustices, hauinge powe at their makynge delyueraunce, that redy iustice and punisshement be done vpon all persones that shall bee atteinted of suche riottes and offences, to euery man accoꝛding as the case requireth, and in suche maner that the same punisshement be an exaꝛmple to other.

Peace. Statute of Noꝛthampton.

Assembles. Routes.

Cap. viii. Artificers. Labourers.

¶Item of labourers it is oꝛdeigned and establisshed, that the oꝛdinaunce therof made in the tyme of the saide graundefather, whiche beginneth, Because a great parte of the people, be affiꝛmed and holden foꝛ a statute. And that as well this statute as all other statutes and oꝛdinaunces made of artificers, seruauntes and labouꝛers befoꝛe this tyme, be firmely kept and put in due execucion.

¶An other statute made the saide. ii. yere.

TO the honour of god and of holy churche, and foꝛ the common pꝛofite of the realme of Englande, our souꝛaigne loꝛde kynge Rycharde, at his parlyament holden at Westminster, in the .xv. of Easter, the seconde yere of his reigne, of the assente of the pꝛelates, dukes, eries, barons and of other great men, and the commons of this realme summoned to the saide parlyament, hath oꝛdeigned and stablisshed in the same parlyamente, foꝛ the quietnes of his saide people the statutes and oꝛdinaunces folowinge, perpetually to endure in his saide realme.

First

Fyrste that holy churche haue and enioye hir fraunchiſes and lybertyes in all poyntes in as ample maner, as ſhe them hadde in the tyme of his noble progenitours kynges of Englande, and that the greatte chartre and the charter of the foreſt, and the good lawes of the lande, be fermely holden and kepte and put in due execucion. Cap. i. Fraunchiſes. Charter.

Item it is aſſented, that the article compriſed in the ſtatute laſt made at Glouceſtre of aſſembles, rydynges and routes of offenders in the countrey, whiche begynneth Item becauſe that our ſoueraigne lorde the kynge, &c. whiche article ſemeth to the ſayd commons very greuouſe, at the praier of the ſame comens be vtterly repealed and adnulled, the ſtatute of northamton beynge alwayes in force. And it is aſſented, that they whiche bee taken and impriſoned by vertue of any wordes compriſed in the ſayde artycle, without other inditemente ſhall be vtterly deliuered. Cap. ii. Aſſembles. Routes.

Item in caſe of dette, where the dettours make feigned giftes and feffementes of their goodes and landes to their freendes and other, and after withdrawe them ſelfe, and flee into places of holy church priuyleged, and there holde them a longe tyme, and take the profyt of theyr ſayd landes and goodes ſo geuen by fraude and colluſion, wherby their treaſours haue bene longe and yet bee delaied of their dettes and recouery, wrongfully and againſt good faith and reaſon: It is ordeined and ſtabliſhed, that after that the ſaide treaſours haue therof brought their writtes of dette, and therupon a Capias awarded, and the ſhyryffe ſhall make his returne, that he hath not taken the ſayde perſons, becauſe of ſuche places priuyleged, in whiche they be or ſhall be entred, than after ſuche returne made, an other writte ſhalbe graunted and made to the ſhyryffe, in which writte ſhall be compriſed, that proclamacion be made openly at the gate of the place ſo priuyleged, where ſuche perſons be entred, by .v. wekes continually, euery weeke ones, that the ſame perſone be at a certaine day, compriſed in the ſame writ, before the kynges iuſtyces, there to anſwere to the playntyffe of his demaunde, and vpon this writte returned by the ſayde ſhyryffe, that proclamacion is made in the ſayde fourme, if the ſayde perſons called, come not in propre perſon nor by attorney, iudgement ſhalbe geuen agaynſte them vppon the principall for their default. And out of the ſame indgemente execucion ſhalbe made of theyr goodes and landes, beynge oute of the place priuyleged, as well that is to ſaie, of thoſe landes and goodes ſo geuen by colluſion, as of any other out of the ſame fraunchyſe, after that ſuche colluſion or fraude bee duely found in the ſame maner as that ought to haue bene, if no demyſe had bene therof made, not withſtandyng the ſame demiſe. But it is not the kynges mynd, that by vertue of this ſtatute any man be barred of his ſuyte agaynſt ſuch dettours by the common courſe of the lawe, before this preſent ſtatute vſed. Dette. Proclamacion. Place priuileged. Colluſion.

Here begynneth the statutes made at westminster the .iii. yere
Of the reigne of kynge Rychard the seconde.

AT the parlyamente holden at Westminster the mondaie nexte after the feaste of saincte Hillary, the thirde yere of kynge Richarde the seconde, of thassente of the lordes and other in the saide parlyament, our said soueraine lorde hath done to be made certaine statutes and ordinaunces in the fourme folowinge.

Cap. i. FIrste it is ordeined and establisshed, that holy churche haue and wholly enioie her fraunchise and lyberties by the maner as she hath had and enioied them in the tyme of the kynges noble progenitours, and that the good lawes and customes of the realme, and the statutes made before this tyme and not repealed, be holden and firmely kepte and put in due execucion.

Fraunchise.

Cap. ii. ITem because that the commons do grealy complaine them to be greued, in that that where as in the tyme of the kynges noble graundfather it was ordeigned for the common profite of the realme, that all the wollen clothes from thensefoorthe to be made in Englande, whiche shulde be set to sale, shulde conteine a certaine measure in lengthe and brede, vpon a certaine peine comprised in the saide statute, neuertheles diuers people throughe the realme not hauinge regarde to the saide statute, make nowe diuers wollen clothes vendable, whiche dooe not conteine the measure nor the assise ordeigned by the same statute. and whiche worse is, dooe subtilly to betakked and set together with threde dyuers peces of suche clothes, and afterwarde by couine betwixte them and the kynges aulnegeours, to hide and colour the falsitie, do procure the said aulnegour to put the seale ordeigned vpon the same clothes to the entente and that by so muche the byers ought to beleue, that suche clothes so sealed be sufficient clothes, and whole conteininge the saide assise, for elles thei had not bene sealed, as thei saie, in great disceite of the people, and mischiefe to the saide byers as well denizens as straungers: It is accorded and assented, that the statutes made of the saide clothes before this tyme, and not repealed, be kepte and duely putte in execucion. And more ouer it is assented, that if any the saide aulnegeours, or of the collectours of the subsidie of the said clothes, do from hensefoorth set his seale to any suche cloth so sowed in disceite, the same cloth shal be forfaite to the kinge, in whose handes so euer it be founde, and also the aulnegour or colectour therof found giltie, shall forfaite his office. And if he haue put the same seale to any other clothe vendable, that is not of the saide assise, the same aulnegeour or collectour shall forfaite to the kynge the valour of the same clothe so sealed in disceite of the people, together with his saide office. And neuertheles for the saide falsitee he shall haue one yeres imprisonemente, and therof be raunsomed at the kynges will. And this statute shall beginne to holde place at the Natiuitee of saint John Babtiste nexte cominge and not before.

Aulnegeour.

Seale. Collectour.

Cap. iii. ITem because that our soueraigne lorde the kynge hath perceiued, as well by the complaintes of his faithfull liege people and by their clamour by diuers peticions thereof delyuered in diuers parlyamentes before this tyme

tyme, as otherwise by the perfecte knowledge and experience of the deede, howe the churches cathedrall and colegiall, abbeys, and priories, and other benefyces of his realme, whiche were late founden and rychely endowed by his noble progenitours, in whiche dyuers dygnities, offyces, personages, chanonries, prebendes and other benefyces were solempnely and deuoutly ordeyned and stablished of the assent of the aforesaid progenitours of our souerayngne lorde the kynge and of other their noble founders, whiche dyd geue to the sayd pastours of the same churches, abbeis, priories and of other great places, the aduoulons of the same benefyces, to the intente that the same benefyces shulde be geuen to honest and conueniente persones of the realme, to serue and honour god diligentlie, and also to holde hospytalities, and to enfourme and teache the people, and to do othee noble thynges pertaynynge to the cure of soules, after the estate and qualitee of the sayde benefyces, and so was it done in all tymes paste after the foundacion of the same, tyll nowe late, that by the informacions, instigacions, and procurementes of some of the kynges liege people, the same benefices haue bene geuen agaynste the wyll of the foundours to dyuers people of an other language, and of straunge landes and nacions, and sometymes to the vtter enemies of the kynge and of his realme, whiche neuer made residence in the same, nor can not, may not, nor will not in such wise beare nor dooe the charges of the same benefyces, as in the herynge confessions, preachynge, nor teachynge the people, keppynge hospitalitee, nor accomplishynge the other thynges necessarie to the gouernaunce of the same benefyces; but onelie thereof haue and take the emoluments and temporall profyttes, not hauynge regarde to the spirituall cure, nor to other charges to the same benefyces pertaynynge or belongynge, but notoryously suffre the noble buyl- Beneficia.
dynges in olde tymes there made, whan the same benefyces were occupied by Englysshmen, wholly to fall to decay, wherby the diuine seruice it greatly minished, the cure of soules neglecte and lefte, the clergie enfebled, the treasour of the sayde realme caried to the handes of alyens, and all the estate of holy churche brought to lesse reuerence than before it was wonte to be, and though that in the tyme of the sayd graundfather certeyne ordinances, statutes and compositions were made and affirmed, wholly to put oute, yet at the leste to restreigne the sayd mischiefes in this behalfe, neuertheless the sayde alyens not hauynge regarde to the same, do not refrayne to take and receiue suche benefyces within the sayde realme, but by the comforte, ayde, and greatte socour, whiche they haue had of the kynges liege people, that be their fermours, procuratours and attourneis in this behalfe, and in euery parte of the sayd realme, do enforce them selfe from day to daie more and more to accepte the greatest dignities and benefyces within the sayde realme, and by diuers cautelouse mayers, muche preiudiciall to the same realme if that were suffred, wherby the sayde mischiefes do daylie increace, and muche more will encrease, if due remedie be not the rather prouyded.

Our souereigne lorde the kyng, by the aduyse and comon assent of al the lordes temporal, beyng in this parlyament, hath ordeyned and stablished, that

none of the kynges lyege people, nor other person, of what so euer estate or condicion that he be, shall not take nor receyue within the sayde realme of
Procuracy. Englande, procuracy, letter of atturney, nor ferme, nor other administracion by indenture, nor in none other maner, of any personne of the worlde, of any benefyce within the sayde realme, but onely of the kynges liege people of the same realme, without the spectall grace and expresse license of our sayde soueraygne lorde the kynge, by the aduise of his counsayle. And if
Aliens. any before this tyme haue accepted of any alyens suche procuracies, fermes, or administracion, that they shall vtterly leaue them within .xl. dayes after publicacion of this ordinaunce. And that none of the sayde liege people, nor other, that may be founde in the sayd realme, shall enioye by vertue of suche procuracie, ferme, or administracion, golde, siluer, nor other treasour nor commoditie out of the sayde realme by writte of eschaunge, by marchaundise, nor in other maner, to the profyt of the sayd alyens, without lyke licence of the kynge by the aduise of his sayde counsell. And if any doe the
Promisours. contrarie in any poynt conteyned in this ordinance, he shall incurre the peyn and punishement conteynyd in the statute of prouisours, made in the tyme of the kynges graundfather, the .xxviii. yere of his reigne, by the same proces comprised in the sayde statute, and by warnynge to be made to them in their benefyces or other their possessyons within the realme. And if they be out of the sayde realme, and not benefyced nor hauinge possession within the same realme where they may be warned, than a writte shall bee made
Shyrffe. in the chauncery, grounded vpon this ordinaunce to the shirffe of london, or to the shyrffe of the countie, in which they were or shalbe borne, at the kinges suyte, returnable in the one benche or the other: by which writ it shall bee
Proclamation. commaunded, that proclamacion be made openly, that they bee before the iustices in the benche, where the writ is returnable, at a certain day comprised in the same writ, conteynynge the space of halfe a yere, to aunswere vpon the maters comprised in the sayd writ, & after this writ returned, the iustices shall procede agaynst them accordynge to the fourme aboue ordeyned. And it is assented by the kynge in the same parliament, by the assent aforesayde,
By Boppe. that no bisshop nor other person of holy thurch, through the realme, shall medle by way of sequestracion nor in any other maner of the fruictes of such benefyces, geuen or to be geuen to the sayde aliens, to the profyt of the same aliens, vpon the peryll that belongeth. Dated. &c.

¶ Here beginneth the statutes made at Northampton the .iii. yere of the reigne of kynge Richard the seconde.

Cap. i. Rychard by the grace of god. &c. to the shirffe of Nottyngham, gretynge. The commons of our realme of England haue prated vs by their petition deliuered to vs at our present parliamente holde at Northamp cõteining, how many wines of diuers maners
Wynes. ofte times brought within the land, which do often passe without
Gaugyng. gauging, because that the statutes therupon made in the time of our graūdfather (whom god assoyl) do not make expresse mencion of all maner wynes and

of

ōfother lycours, to the greatte damage of the lozdes and cōmons of the ſame realme, which be often tymes decepued in their byenges, becauſe they can not without gauge haue rightfull knowledge howe muche the ſame veſſell wyll conteyne, that it may pleaſe vs, foz the pzofyte of vs and our realme moze openly to declare the ſame ſtatutes, in ſuch maner, that all maner of wynes and other lycours gaugeable bzought within the realme maie be compziſed in the ſame ſtatutes: We conſideryng the ſayd ſupplicacion to be pzofitable foz vs the lozdes and commons of the ſame realme, wyl & grant by the aſſent of the pzelates and lozdes afozeſayd, that the ſtatutes therupon made (as it is ſayd) be holden, kept and put in due execucion. And mozeouer we declare, and of the aſſent afozeſayde wyll and graunt, that as well all maner veſſels of ſwete wynes, of the Ryne, and of other wynes, as other veſſels of vynegre, oyle, honye, and of all other lycoures gaugeable, whiche from henſefozth ſhall come within this realme of Englande, oz within our landes of Wales and Irland, ſhal be wel and laufully gauged by our gaugeours thereto aſſigned oz their deputies. And if any ſet debate oz diſtourbance, and wyll not ſuffre the wynes oz other licours afozeſaid to be gauged he ſhall incur the peyne ozdeined by the ſayde other ſtatutes. And in the ſame maner the gaugeours ſhall incurre the peyn cōpzyſed in the ſame ſtatutes, if defaut be from henſefozth found in them oz in their depnties in this behalfe. Veſſels. Gaugeours.

¶Item conſideringe the great aydes, which the clergy and the commons of the ſame realme haue done to vs of their frewyll in our greatte neceſſities befoze this tyme, and ſpecially nowe in this pzeſent parliament, we willynge foz ſo moch and foz the great charges which they haue had and ſuffred by the warres & other maner to do them grace and releſe on the other part, haue of our ſpeciall grace at their pzaier releaſed and pardoned to the clergy and comons, and to euery ſingular perſon of our ſayde realme, as much as to vs pertcyneth, foz al maner eſchapes of felons made and fallen befoze the date of theſe pzeſentes, as well of clerkes conuicte out of the ozdynaries pziſons, as of other pzyſoners and felons, except the eſcape iudged befoze this tyme. Cap. ii. Pardon.

¶Pzouyded alwayes, that if any of the ſaid eſcapes were made fraudulently by couin oz of the aſſent of the kepers of the ſayde pziſoners, that the ſame eſcapes ſhal not be cōpziſed within this our grace by any way. And yf he that will enioy this our grace & pardon, ſhall therof purſue to haue his charter in our chauncery in due fourme. And therfoze we commaund. &c. Dated at Nozthampton the. iiii. day of Nouembze the. iiii. of our reigne.

¶Here folowyth the ſtatutes made at weſtminſter the. v. yere of the reigne of kyng Rychard the ſecond.

RYcharde by the grace. &c. to the ſhirifſe of Nottyngam gretyng. Know thou, that to the reuerence of god & of holy church, and foz to nozyſh peace, vnite, and quietnes of good accozd in all parties of our realme of England, & eſpecially foz the good gouernance of the ſame realme (which we do ſoueraynly deſyze) of the aſſent of the pzelates, lozdes and comōs aſſembled at our parlyament holden at weſtminſter

mynster the morow of all soules laste past, we haue done to be made certayn ordinaunces and stablishementes as well for the amendement of the sayde gouernance as for the common profyt of the realme in the fourme folowyng.

Cap. i. Charter. Purueyours.

Fyrst it is assented and accorded that holy churche haue and enioy all hir liberties and fraunchises holly. And that the great charter and the charter of the forrest and all other good statutes and ordinaunces made before this tyme and not repealed, and especially the statutes of purueyours late made in the tyme of the noble kynge Edwarde our graundfather be holden kepte and put in due execution after the fourme and effecte of the same.

Cap. ii.

Item for the great mischiefe whiche the realme suffreth and longe hath done, of that, that golde and siluer as well in money, vessell, plate and Jewels as otherwise by exchaunges made in diuers maners, is caryed oute of the realme, so that in effecte there is no maner of thynge thereof lefte, whiche if that it shulde longe be suffered, surely it shulde be lightly the destruction of the same realme (whiche god prohibite): It is assented and accorded, and the kynge defendeth to all maner of people marchantes, clerkes and other as well straungers as denyseyns of what estate or condicion they be, vpon peyne of as much as they may forfeyt that none of them vpon the sayde peyne pryuylie nor apertlie sende nor bryngе nor do to bee sente or brought out of the sayde realme any golde or siluer in money bullyon, plate, or vessell, nor by eschaunges to be made, nor in other maner but the wages of Caleys and of other the kynges forteresses beyond the sea, and especially excepted the prelates, lordes and other of the same realme, to whom somtime it behoueth necessaryly to make paymentes beyond the sea, that of the same paymentes onely they maye make eschaunges in Englande by good and sufficient marchauntes for to pay beyonde the sea, and fyrste speciall leaue and lycence had of the kynge as well for the eschaungeours as for the person whiche ought to make the paymentes, conteynynge expressly the summe whiche shalbe so eschaunged. And it is assented that the marchauntes that so shall make eschaunges shall be dilygently examyned and sworne in theyr propre persons as often as they shall haue the sayde licence, that they shall not sende beyonde the sea any maner of gold nor syluer vnder the colour of the same eschaunge. And if after proclamacion of this ordinaunce any person be from henseforth duely attaynted that he hath done to be sente or caryed beyond the sea any golde or syluer agaynste this defence and ordinaunce, he shall forfeit to the kynge the same summe so caryed or sent. And the kynge our soueraigne lorde of his royall maiestee defendeth the passage vtterly of all maner of people as well clerkes as other in euery porte and other towne and place vpon the coste of the sea, vpon peyn of forfeyture of all theyr goodes, except onely the lordes and other great men of the realme, and true and notable marchantes, and the kynges souldeours. And euery person other is before excepted, which after publicacion of this ordinance made, shal pas out of the said realme without ỹ kinges speciall licence (which licence ỹ king wil & commandeth ỹ it be not from hensforth made but onely in one of the portes vnder writtен, that is to say, London, Sandwyche, Douer, Southamton,

Golde. Siluer. Plate.

Eschaunges.

Lordes.

Passage.

Marchantes.

Souldiours.

Licence.

ton, Plymmouth, Dertmouth, Bristowe, Yermouth, saunte Botulph, Kyngston vpō Hul, Newecastle vpon Tyne, and the other portes and passages to wardes Ireland and the yles perteynynge to the realme of England, shall forfeyt towardes the kynge as much as he hath in goodes as aboue is sayde and neuertheleſſe the mayster or mariner of the shyppe or of other vessell in whiche he shall carie ouer beyonde the sea, any person but suche onely as bee before excepte, withoute the sayde lycence, and therof be conuicte duely he shall forfeyte the sayd vessell to the kynge. And the kynge commaundeth all wardeynes and sercheours of the portes and passages throughe Englande that they shall from henceforthe diligentlie vse their office and make good and strayte serche, And if any sercheours or wardeyn of the portes and passages thorough the sayd realme by negligence or in other maner do or suffre wetynglie to be done in any poynte the contrarie of the sayde.ii. articles touchynge the money of golde or siluer and the saide passages of people, and therof be duely conuicte, he shall forfeyt to the kynge his saide office and all his goodes, and his bodie shalbe committed to prison there to abyde by an holeyere without redempcion. And therevpon who so euer espieth and prouueth duely that any thynge be done agaynst the intent of the sayde two laste artycles, wherby the sayde forfeyture ought to fall vpon any person he shall haue halfe of the same forfeyture for his labour of the kynges gifte.

Maisters of shyppes. Mariners. Sercheours. Wardeyn of a porte. Money.

CItem to encrease the naute of Engalnde whiche is nowe greatly diminisshed it is assented and accorded that none of the kynges liege people dooe from henceforth shyppe any marchandyse in goyng out or commynge within the realme of Englande in any porte but onely in shippes of the kynges liegeaunce. And euery person of the sayd liegeaunce whiche after the feaste, of Easter next ensuynge (at whiche feast this ordynaunce shall fyrste begynne to holde place) do shippe any marchandise in any other shippes or vesselles vpon the sea than of the sayd liegeaunce, shall forfeit to the kyng al his marchaundises shipped in other vessell where so euer they bee founde hereafter or the valour of the same: of whiche forfeitures the kynge will and grauntetb that he that duelie espieth and duelie prouueth that any person hath any thynge forfeyted agaynste this ordynaunce, shall haue the thirde part for his labour of the kinges gyfte. Cap. iii. Navy. Shyppes. Marchandise.

CItem as to wines of Gascoyne, Rochell, Oley and of Spayne, and wynes of the Ryne it is ordeygned and assented that no englysheman that wyll from henceforth passe the sea for the sayde wynes and to bryngе them in any party within the same realme shall not nor may not sell his wynes within the same realme, vpon peyn of forfeyture of the same or the price vnder limit, that is to say, the tonne of the best wyne of Gascoyne, of Oley or of Spayn. C. s. and other tonnes of common wynes of the same countreis for lesse price accordynge to the valour. as for. vii. markes. vi. markes and an halfe, and. vi. markes, and the tonne of other such wyne at a lesse pryce, accordynge to the valour as for. v. markes and an halfe. v. markes. iiii. markes and an halfe. and. iiii. markes: and pypes and other vessels of lesse quantitee of the same wynes shalbe solde at the sayde prices after the rate of the tonnes and the goodnes Cap. iiii. Wynes.

goodnes of the wyne. And as to the retayle of the sayde tonnes of wynes of Gascoyn, of Osey, and of Spayne, brought within the realme by englishe men, the gallon of the beste wyne shall not be soulde within the sayde realme (vpon peyn to forfayt all the vessell and wyne to the kyng) aboue. vi. d. and within, accordyng to the valour, and the galon of the best wyne of Rochell at. iiii. dl and within accordynge to the valour And as to the rynysshe wynes brought within the same realme, because the vessels and the galons of the same do not conteyne any certayn measure: It is accorded and assented that the galon of the best rynysh wyne (nor in grosse nor at retayle) be sold in any partie within the sayde realme by the sayde englishemen, aboue. vi. d. vpon the same peyn. Also it is assented, that if any englisshemau refuse and wyll not sel in grosse his wynes set to sale for the sayde prices before lympte, but wyll kepe them onelie to selle them at retayle or in other maner aboue the same price before limitte in fraude and agaynste the fourme of this ordynaunce and the mayre and baylyffes and other gouernours of ithe cite, borroughe, towne, or other place within whose power or iurisdiction the sayd wynes shall be founde, be it within fraunchise or without shall haue power by this same ordinaunce, after that theb ier accordinge to this ordinance hath reasonably profered money for the same wynes ones or two tymes to the sellar of the same wynes, to make delyueraunce of the same wynes beynge in bargayne to the sayde byars, and shall delyuer to them the same in dede as sone as they shalbe therunto requyred for the price afore ordeyned. And if any of the sayde mayre, baylyffes, or other gouernours, after that they shall be thereof duely requyred, refuse to do the same and make not the sayde delyueraunce, and that duely proued, he shall forfayte to the kyng the valour of the sayde wynes so bought. And the kynges mynde is not to restraygne the tauerners and other sellers of wynes, carpenge the same in to the countrey by cartes, or in other maner by this ordinaunce, but that they may enhaunce the price of their wynes for the costes of their carpage to be made by them reasonablie, accordynge as hath bene ordeyned in tymes paste: whiche ordynaunce shall be duely kepte and put in execucion. And especyally no more shall be from hensforth enhaunced vpon the galon of wyne for the carpage of. l. myles than one halfepeny onely. And lyke wyse where greatter or lesse cariage is to be made than by. l. myles, it shall be vpon the galon of wyne after the rate and not aboue, vpon peyne of forfeyture of the same wynes. And this ordinaunce of wynes shall begynne to holde place as soone as any newe wynes shal be broughte within the sayde realme. Also the kynge defendeth, that no maner of swete wine nor clarreit fromhensforth after the Natiuitee of sayncte John Baptiste nexte comminge, shall be solde at retayle in any partie within this realme of Englande within fraunchise or without vppon peyne of forfaiture of the same.

Rynysshe wyne.

Mayre. Baylyffes.

Swete wynes.

And the kynge wyll that he that shall espie and duely proue or do to bee proued, that any hathe solde any maner of wynes sweete or clareyt at retayle or otherwyse, or offended or forfeyted after the termes aboue lympt ageinst the fourme of these ordynaunces of wynes in any poynt, wherby he oughte by

the

the kourme of the same any thing forfait to the kyng, he shall haue the one halfe of the same forfayture for his labour of the kynges gyfte.

¶Item our soueraigne lorde the kynge perceiuynge that many lordes and gentylmen of his realme of Englande, and other with them, in the rumour and insurrection of villaynes and other offenders, whiche nowe of late dyd traytorously ryse by assembles in outragious noumbre in dyuers parties of the realme, agaynst god, good fayethe and reasonne, and agaynst the dignytee of our souerayngne lorde the kynge and his crowne, and the lawes of his landes, made dyuers punyshementes vppon the sayde vylleyns and other traytours without due processe of the lawe, and otherwyse that the lawes and vsages of the realme requyred, though they dyd it of no malyce prepensed, but onely to appeale and cease the apparaunte mischiefe, and considerynge the greatte dyligence and loyaltee of the lordes and gentilmen in this behalfe, which were not lerned of the sayde lawes and vsages, and though at that tyme they had bene lerned, a man mighte not vpon those punishementes haue tarved the processe of the lawe of their good discrections. And willynge therfore to dooe them grace, accordynge as they haue the same greatly deserued, of the assente aforesayde hath pardoned and released to the sayde lordes and gentilmen, and all other beynge in their ayde at the same dede, and to euery of them, as muche as to hym ther of perteyneth, or to hym and to his heires may perteine, so that hereafter for what so euer thing that is done by them vpon the sayde punishmentes in resistence, they shalbe neuer impeched or greued in body, goodes nor their heritages and possessions by any waie by our sourraygne lorde the kynge, his heyres or ministers, nor none other in tyme to come, but vtterly shall be therof quite for euer by this graunt and statute without haupnge therof other speciall charter or pardon. Cap. v. Pardon.

¶Item it is ordeyned, that all maner manumissions, obligacions, releasses and other bondes made by compulsian, duresse, and manace, in the tyme of this laste rumour and tyotte agaynste the lawes of the lande and good fayth, shall be wholy annulled and holden for voyd. And they that haue done to be made, or dooe yet withold suche manumissions, obligacions, releasses, bondes and other dedes so made by duresse, shalbe sent before the kyng and his counsell, therof to answere thereof their dede, and further shalbe constreyned to make deliuerey and restitution of the sayde dedes to them that made the same agaynste theyr good gree with the copies of the same, if percase they haue therof made any before, an other tyme to vse or renewe the effecte of the same if they may. And lykewyse it is accorded, that all entries made in landes or tenementes, and also all feffementes made in the tyme of the sayd rumour by compulsion and manace or otherwise with force of people agaynste the lawe, shall be voyde and holden for none. And the kynge straytly defendeth to all maner of people, vpon peyne of as muche as they may forfayt agaynst hym in body and goodes, that none from henceforth make nor begynne agayne any maner tyot and rumour nor other lyke. And if any the same dooe, and that duely proued, it shall be done of him as of a traytour Cap. vi. Manumissions. Duresse. Entries. Tyot and rumour.

traytour to the kynge and to his sayde realme.

Cap.vii. Entry into landes.

ITem the kynge defendeth, that none from henceforth make ani entry in to any landes and tenementes, but in case where entry is geuen by the lawe, and in suche case not with strong hande, nor with multitude of people, but onely in peasible and easie maner. And if any man from henceforth do to the contrarie, and therof be duely conuicte, he shalbe punished by imprisonement of his body, and therof raunsomed at the kynges will.

Cap.viii. Dedes. Minimentes.

ITem touchynge the charters, releasses, obligacions and other dedes, and minimentes, brent, destroyed, or other wise eloyned in the same rumour it is assented, that they whiche therof kele them greued, shal put their peticions distinctly made vpon their matter specially before the kynge and his counsell, betwixte this and the natiuitie of saynt John Baptiste nexte commynge at the furtheste, and there make sufficiente profe of the sayde mynymentes so lost, and of the fourme and tenour of the same, and that done such remedy shal therof be prouided for them at euery mannes complaint as best shall seme in the case, sauyng the lawe.

Cap.ix. Eschequer.

ITem because that greuous compleint hath often tymes bene made vpon the officers of the eschequer, of that that the heyres, executours, occupiours of goodes and landtenauntes of diuers persons, whiche haue bene impeached in the sayd escheker of dettes, accomptes, and other demaundes, and whiche although they haue offred them there to shewe or plede for their discharge of those impechementes accordynge to the lawe, they haue not bene alwaies therunto receiued heretofore, without hauynge expresse commaundement by writte or letter of the great seale or priuie seale, to the greate disease, mischiefe, and delay of the sayde persones impeched and none auauntage to the kynge: It is ordeyned and assented that the barons of the sayde escheker shall from henceforth haue ful power to heare euery answere of euery demaund made in the same escheker, so that euery person that is impeached or impecheable of any cause by hym selfe or by any person, shalbe from henceforth receiued in the same escheker to plede, sue, and haue his reasonable discharge in this behalfe, withoute taryenge or suynge any writte or other commaundement.

Barons del eschequer.

Cap.x. Escheqer. Accompte.

ITem because that great mischiefes haue happened in tymes paste to diuers persons, as well to lordes of the realme as other, whiche were reteyned or assigned to serue our souereigne lorde the kynge by indentures, or without indentures in his warres and his messages or in other maner, and for the the same causes receiue certein summes of money at the receyte of the sayde escheker or els where by assygnement, whiche summes haue ben putte vpon them in the rolles of the sayde escheker, as money receyued by way of lone, and for so muche the same summes shuld renne in demaunde vpon them at the escheker as a clere dette, although the sayde persones so reteyned theyr heyres, executours, occupiers of their goodes or landetenauntes after theyr death hath demaunded to be receyued to accompte of the summes receiued, that hath not ben graunted to them, but they haue ben constrayned to pursue their graunt by the great or priuy seale directe to the treasorer and barons

cons there, whereby it was commaunded by the treasourer and barons to accoumpte with them in this partie: whiche warranties often tymes haue bene denied, because that the kynges officers, newely made percase had no knowlage of suche reteinynge made before their tyme: and sometyme haue bene graunted, but not so fully as reason and the case required: and for as muche as the same warrante wolde, that accompte shoulde not bee receiued but onely of the summe so receiued of lone, where as a greatter summe percase was due to them of reason, to the great mischiefe and hinderaunce of the saide persones: It is ordeined and assented, that of al people, which from henceforth shall be reteined or assigned to serue the kynge, their couenauntes shal be put in writinge, and sente to the eschequer, there to remaine of recorde so that at what tyme that any persone so reteined, his heires, or executours, occupiers of the goodes or landetenantes come to accompte thereof at the eschequer, thei shall be therto receiued, and haue due allowaunce in their accomte accordinge to the continue of their couenaunte, if per case any repeale or countermaundemente be made of suche retinue of any persone after that his couenantes be put in writing and sente to the saide eschequer, so that by the sight of the same repeale, and of the couenauntes before, there sent, the barons of the saide eschequer shall do righte to the partie accordinge as the law and reason demaundeth. And if any thing be due vnto them by the same accompte, that therof by certificacion of the same eschequer, the treasourer and the chaumberlaines shall make paiment or assignement to them without tarynge or suinge other warrante or commaundement of the great or priuey seale in this behalfe.

Retenour. Couenaunt. Barons del eschequer.

¶ Item it is ordeined and assented, that the accomptes in the eschequer shal be more shortely herde, made and engrossed, than thei were wonte heretofore Sauinge alwaies that the parcels of the same accomptes bee made as fully as thei wer wont in tymes paste, and that by ordinaunce to be made by the barons of the saide eschequer, there to endure of recorde for euer.

Cap. xi. Eschequer. Accomte.

¶ Item it is ordeined and assented, that two clerkes be assigned to make percels of the accomptes in the same eschequer, to them that will that demaunde, and thei shalbe sworne, that thei shall doe no falsitee in their office, and shall take for their labour of them, to whom thei serue, reasonably, accordinge to the ordinaunce of the barons of the saide eschequer.

Cap. xii. Clerkes. Accompte. Barons del eschequer.

¶ Item it is ordeined and assented, that the accomptes of Nihil in the eschequer shall be wholly out, or if any suche accomptes ought there to abyde the accountauntes maintenaunt after their oth made in the saide echequer shall be examined by the barons there, if thei shuld or ought to answere the kynge of any thinge in this behalfe. And if it be founde by their said othe that thei ought not, than by the same their othe thei shall be discharged to yelde other accompte before any auditour. The kynges right alwaies saued.

Cap. xiii. Accomptes of Nihil.

¶ Item it is accorded and assented, that the clerke of the pype, and the remembrauncers of the eschequer shalbe sworne, than from terme to terme thei shal se (whyles the saide eschequer shalbe open) all the writtes of great seale or of priuie seale, whiche shalbe sent to the saide eschequer the same terme for the

Cap. xiiii. Clerke of the pype.

Remembrancers.

the kynall discharge of any person of the realme of any demaunde reuynge to the sayde eschequer, and that euery of them, to whom it perteyneth, shall do due execucion of the sayde commaundement. And also it is ordeigned and assented, that the sayd two remembrauncers shall be sworne of their parte, that euery terme from henceforth they shall make a scedule of all the persons that shall be discharged in their offices by iudgemente or in other maner in the same terme of any demaundes in the same eschequer, conteynynge the maner of the same discharges, and to deliuer the same scedule to the sayde clerke of the pype the same terme to the intente that the same clerke of the pype do therof discharge the sayde parties in the great roule. Also the sayde clerke of the pype shall be sworne, that he from terme to terme shall require the same scedules and the same scedules by him so receiued, he shal discharge the sayde parties in the maner aforesayde. And in the same maner the sayde clerke of the pype for his parte shall do to be certified in writynge to the sayd remembrauncers of all such discharges whiche shall be made in his office, to the intent that a man discharged in one place be discharged in all other places of the saide escheker.

Escheker.
Scale.
Scedule.

Cap. xv.
Liuerey.

¶ Item though that many tymes heretofore diuers persones haue had liuerey of their landes and tenementes out of the kynges handes by iudgement giuen for them in the kinges bench or els where, and of the same iudgementes after haue procured to sende the tenure of the recordes and processes therof made by writte of Mittimus, in to the sayde eschequer, to the entent for to discharge them of the accomptes demaunded of them vpon the same tenementes, neuertheles the officers of the same escheker wolde not in tymes past discharge the sayde persones therof, before that the same recordes and processes were worde by worde newlie entred in the escheker, and therupon newe procelle made, and newe iudgemente there an other tyme gyuen, to the great domage and delaie of the parties, without profitte to the kynge: It is therfore ordeyned and assented, that from henceforth after that suche recorde, or the tenour of the same, shall come into the said eschequer by the kynges cōmanndement (as it is saide) that the remembrauncer, in whose office such accomptes shalbe demaunded, shall mayntenaunt cause the suite to cease in this behalfe by wordes to be entred vpon the indorsemente of the writte touchyng the tenour of the recorde of the saide iudgemente, without makynge newe iudgement or procelle further in this party.

Accompt.
Escheqer.
Recorde.
Remembrancer.

Cap. xvi.

¶ Item it is assented, and the kyng frankly declareth, that from henceforth nothing shalbe geuen for makyng of a commission in the sayde escheker for the fee of the clerke whiche shall make the same, aboue .ii. s. onelye, nor for the recorde of a Nisi prius with the writte, but .ii. s. onelye, as afore this tyme was wonte to be done and vsed,

Commission.
Recorde.
Escheqer.

here

Here beginneth an other ſtatute made the ſame fifte yere.

FOr the common profite of the realme of Englande diuers ordinaunces and ſtabliſſhementes haue ben made by our ſouereigne lorde the kynge, the prelates, lordes and commons of his ſaide realme, beinge in this preſente parliamente holden at weſtminſter the tuiſdaie nexte after the feaſte of ſaincte John Portlatine the v. yere of the reigne of our ſouereigne lorde kynge Rychard the ſeconde, in the fourme folowinge.

Cap. i. Merchauntes ſtraungers.

FIrſte it is accorded and aſſented in the parlyamente, that all maner of marchauntes ſtraungers, of what ſo euer nacion or countrete thei be, beinge of the amitee of the kynge and of his realme, ſhall bee welcome, and frely maie come within the realme of Englande and els where within the kynges power, as well within fraunchiſe as without, and there to be conuerſaunt, to marchaundy, and tary as longe as them lyketh, as thoſe whom our ſaide ſouereigne lorde the kynge by the tenour herof taketh into his protection and ſaufegarde, with their goodes, marchaundiſes, and all maner familiars. And forſo muche the kynge wyll and commaundeth, that thei and euery of them be well, frendely, and merchauntlyke intreated and demeaned in all parties within his ſaide realme and power with their marchandiſes and all maner goodes, and ſuffred to go and come, and in to their propre countrete peaſibly to retourne without diſturbance or impechement of any.

Cap. ii. Wolles. Letther. Wolfelles.

CItem it is aſſented and accorded in the parlyamente, that the paſſage of woolles, lether, and woolfelles be open to all maner of marchauntes and other, as well foreins denizens, that wyll bie the ſame and redely paie in hande for the ſame the cuſtomes, ſubſidies and deuoirs of Caleis due from henſeforthe to the feaſte of ſaincte Mychaell nexte come twelue moneth, in ſuche maner, that in the meane tyme thei and none other maie ſhippe and coket the ſame in portes within the realme accuſtomed, and from thenſe to cary and bringe them towardes what parties thei wyll chooſe beyonde the ſea, without impediment or impechemente, except to the realme of Fraunce. And moreouer of the aſſente aforeſaide our ſouereigne lorde the kynge wyll and graunteth to all thoſe marchauntes and other, whiche betwixte this and the. xb. of ſainct Martine nexte enſuinge, ſhall paie before in hande the ſubſidies, cuſtomes and deuoirs for the woolles, lether, and woolfelles, whiche thei will paſſe and do to be caried beyonde the ſea betwixte the firſte daie of Septembre nexte cominge, and the ſaide feaſte of ſaincte Mihell nexte come twelue moneth, his pardon and releaſe of halfe a marke of euery ſacke of woolle, halfe a marke of euery. CCti. woolfelles, and alſo of their lether after the rate, vppon their ſaide paimentes ſo to bee made before hande (as it is ſaide) and there with all thei and euery of them ſhall haue frely the paſſage of the ſame their woolles, lether, and wolfelles at large where and whan thei will, as aboue is ſaide, before the feaſte of ſaincte Mychaell aforeſaide without any maner impechement or impediment. But the kynges minde is, that

Merchauntes.

Cuſtomes leſſed.

that thei, whiche wyll not paie the subsidies of their wolles, lether, and wolfelles before the saide .xv. thei shall paie wholly the customes, subsidies, and deuoirs of their woolles, lether, and woolfelles to be passed beyonde the sea, without hauinge remission of the saide halfe marke by any waie. And the kynge promiseth, and it is accorded and assented by all the estates of the parlyament, that againste this graunte and ordinaunce, nor againste those persons, whiche so shall paie before hande and before the saide .xv. their subsidies, customes, and deuoirs, and shall haue therfore the saide passage of their woolles, lether and wolfelles, and release of the saide halfe marke (as is saide) no repeale, reuocacion, countermaundement, impediminte, nor other thinge shall be made by our soueraigne lorde the kynge, his counsaile his ministers, nor none other, whiche maie turne or sounde in disturbaunce of their couenaunt or passage afore saide by any waie of the worlde. And the kynge will and graunteth, at the requeste of his commons, that the money cominge of the subsidie of the said woolles, lether, and wolfelles graunted at the last parlyamente, be wholly applied vpon the defence of the realme of Englande, and the kepinge and gouernaunce of his townes and fortresses beyonde the sea, after the good aduise of the lordes of the realme and other wyse men of the kynges counsaile.

Cap. iii. Marmers. Subsidie.

¶Item vppon the profer, whiche hath ben made in the parlyamente by the mariners of the weste, to make an armie vpon the sea, to endure from this tyme tyll the feaste of saincte Michaell nexte coming in two yeres, the lordes and commons beinge in this parlyament haue graunted to the kynge a subsidie of .ii.s. to take of euery tonne of wyne, and of a lesse vessell after the rate, to be broughte within the realme of Englande, and also .vi.d. of the .li. to take and receiue of all maner of other marchaundises to be brought out and comminge within the realme aforesaide, as well (that is to saie) of all maner of wollen clothes, as of any other marchaundises, excepte woolles, lether, and woolfelles, ouer the customes and subsidies therof due before this graunte from the .xxi. daie of Maie this present yere, till the feaste of saincte Mychaell nexte comminge, and from the same feaste by .ii. whole yeres next ensuinge. So alwaies that the money thereof comminge be wholly applied vpon the saufe kepinge of the sea, and no party els where. And at the requeste of the commons the kynge will that syr John Philpot knighte be receiuer and keper of the monie rysinge of the saide subsidie, from the towne of Southamton towardes the north, and that John Polimonde and Thomas Beaupeny bee receiuours and kepers of the saide subsidie in the towne of Southamton, and from thense towardes the weste by the kynges letters patentes therof to bee made to the saide persones in due fourme. And also certain sufficient persons shall be assigned by the kynge to be controllers to the saide collectours. And the people beinge in the saide armie, shal haue wholly all their gaines and profittes, to bee departed betwixte them duringe the saide armie aboue saide: And the admirals and other of the saide armie, shall be assured to saue the kynges freendes and allies without domage to bee done to them or to any of them by any waie, and if thei doe, and

Armie.

that

that be duely proued, they shall bynde them vppon a greuous peyne thereof duely to make amendes.

¶Item the kynge wyll and commaundeth, and it is assented in the parlyament, by the prelates, lordes, and commons, that all singuler persons, and cõminalties, which from henseforth shall haue the sommons of the parliament, shall come from henseforth to the parliamentes in the maner as they be bounden to do and hath bene accustomed within the realme of Englande of olde tymes. And euery persoune of the same realme, whiche from henseforth shall haue the sayde sommons (be he archebysshop, bisshop, abbot, pryour, duke, erle, baron, baneret, knyght of the shyre, citezen of cytee, burgeis of burgh, or other synguler persone or comminaltie) do absent hym selfe, and come not at the sayde sommons (excepte he maye reasonably and honestly excuse hym to our soueraigne lorde the kynge) he shall be amercied, and otherwyse punished, accordynge as of olde tymes hathe bene vsed to be done, within the sayde realme in the sayde case. And if any shyryffe of the realme be from henseforth neglygente in makynge his returnes of wryttes of the parlyamente, or that he leaue out of the sayde returnes any cytees or boroughes, whiche bee bounde and of olde tymes were wont to com to the parlyamente, he shall be punished in the maner as was accustomed to be done in the saide case in the sayde tyme past. Cap. iiii. Parliament. Shiriffes.

¶Item for as muche as it is openly knowen, that there be dyuers euyl persons within the realme, goynge from countie to countie, and from towne to towne in certaine habytes vnder dyssymulacyon of greatte holynes, and without the lycence of the ordynaries of the places or other sufficiente auctoritee, preachynge daylye, not onely in churches and churcheyardes, but also in markettes, feyres, and other open places, where a greatte congregacyon of people is, dyuers sermones conteynynge hereseyes and notorious errours, to the greatte embleamysshynge of the cristen fayth, and destructyon of the lawes, and of the estate of holye churche, to the greatte perile of the soules of the people, and of al the realme of England, as more playnlye is founde and sufficyentlye proued before the reuerende father in god the archebysshoppe of Canterburye, and the bysshoppes and other prelates maysters of diuynitee, and doctours of Canon and of Cyuyle, and a great parte of the clergye of the sayde realme speryally assembled for this cause: whiche persones do also preach dyuers matters of sclaunder, to engender dyscorde and dissencion betwixte diuers estates of the sayde realme as well spirituall as temporall, in exctynge of the people, to the greatte peryll of all the realme: whiche preachours cyted or summoned before the ordynaries of the places, there to answere of that, wherof they be impeched, wyll not obey to theyr sommons and commaundementes, nor care not for their monicyons nor censures of the holye churche, but expresly dispise them: And more ouer by their subtyll and ingenious wordes do drawe the people to here theyr sermons, and do mayntayne them in their errours by stronge hande and by great routes: It is ordeyned and assented in this present parliamente, that the kynges commissions bee made and dyrected to the shyryffes and other Cap. v.

Preachours.

ministers of our souerayngne lorde the kyng, or other sufficient persons lerned, and accordyng to the certificacions of the prelates therof to be made in the Chauncerye from tyme to tyme, to arreste all suche preachours, and also theyr kaytours, mayntenours, and abbettours, and to holde them in arreste and strong prison, tyl they wyl iustifie them accordynge to the lawe and reason of holy churche. And the kynge wyll and commaundeth, that the chaunceilour make such commissions at al tymes, that he by the prelates or any of them shall be certified and therof requyred, as is aforesayde.

Chauncellour. Commission.

Here begynneth the statutes made at Westmynster the.vi. yere of kynge Richarde the seconde.

IN the laude and honour of almightie god, and of our holye mother the churche, and to the commodytee and profytte of the realme of Englande, and of the comminaltie of the same: Our souerayngne lorde Richarde by the grace of god kyng of Englande and of Fraunce, and lord of Ireland, by the assent of the prelates, dukes, erles, barons, and commons of the sayde realme of Englande, in his parliament holden at Westmynster in the dtas of saynt Mychel, the. vi. yere of his reigne, hath done to be made and stablished certaine statutes, ordinances, remissions and pardons in the fourme folowynge.

Cap.i.

FYrst it is ordeyned and accorded, that our holy mother the churche of Englande, haue all hir lyberties hole and vnhurte, and the same fully enioy and vse. And that the great charter, and the charter of the foreste, and the statutes of Pourueyours for the kynges house, and for others, and all statutes and ordinannces before this tyme made and not yet repealed, be fermly obserued, in all theyr artycles, and put in due execucion accordynge to the effecte of the same.

Charter. Purueyours.

Cap.ii.

ITem to the entent that wrytte of det and accompt, and al other suche actions be from hense forth taken in theyr counties, and directed to the shyrefes of the counties where the contractes of the same actions dyd rise: It is ordeyned and accorded, that if from henceforth in pleas vpon the same wryttes it is declared, that the contract therof was made in an other countie than is conteyned in the originall wryt, that than incontinently the same wrytte be vtterly abated.

Dette. Accompt.

Cap. iii

ITem it is ordeyned and accorded, that al wryttes of Nusaunces, comenly called vycountiles, shalbe from henceforth made at the election of the playn tyse in the nature of olde tymes vsed, or els in the nature of assyses determynable before the kynges iustices of the one benche or the other, or before the iustices of assise in the countie of the place assigned or to be assigned.

Nusaunce. Vicountiles.

Cap.iiii.

ITem it is accorded, that all enrollementes of dedes and other minimentes in the rolles of the chauncerye of eyther benche, and the eschequer of our souerayngne lorde the kynge before this tyme enrolled, and afterwarde by traytours to the kynge and his realme in the insurrectyon late made within the same realme sedycyouselye moued, torne and rente, or otherwyse embesiled, shalbe in a due forme explified vnder the kinges great seale without fee of the

Enrolmentes.

of the ſeale therof to be payed, and that the ſame exemplifications ſo had, be of the ſame effect and ſtrength in all thinges, as the ſame dedes and muniments ſhould haue ben, if they were had hole and vnhurte. Exemplification

¶ Item it is accoꝛded, that the iuſtices aſſigned and to be aſſigned, to take aſſyſes and deliuer the iayles, ſhal from henſfoꝛth holde theyꝛ ſeſſions in the pꝛincypal and chiefe townes of ſinguler of the counties, where the ſhyꝛe courtes of the ſame counties be holden, and hereafter ſhall be holden. Cap. v. Juſtices of aſſiſes.

¶ Item againſt offenders and rauiſhers of ladies, & the doughters of noble men, and other women in euery parte of the ſaide realme nowe a dayes offendyng moꝛe violentlye, and much moꝛe then they were wonte: It is oꝛdeyned and ſtablyſhed, that wheꝛſoeuer, & whanſoeuer ſuche ladies doughters and other women aforeſaid be rauiſhed, and after ſuch rape, do conſent to ſuch rauyſhours, that as well the rauiſhours, as they that be rauiſhed, and euery of them, be ſtō henſfoꝛth diſabled, & by the ſame dede be vnable to haue oꝛ challenge al heritage, dower oꝛ ioyntfeffement after the death of theyꝛ huſbandes & auncеſters. And that incōtinently in this caſe the nerte of the blode of thoſe rauiſhours, oꝛ of them that be ſo rauiſhed, to whome ſuch heritage, dower, oꝛ ioyntfeffement ought to reuert, remayne oꝛ falle, after the death of the rauyſhour, oꝛ of her that is ſo rauiſhed, ſhall haue title incontinentlye, that is to ſay, after the rape, to enter vpon the rauiſhour, oꝛ her that is rauiſhed, and theyꝛ aſſignes and lande tenauntes in the ſame heritage dower oꝛ ioyntfeffement, and the ſame to hold in ſtate of heritage. And that the huſbādes of ſuch women, if they haue huſbondes, oꝛ if they haue no huſbōdes in life that than ꝑ fathers oꝛ other nert of theyꝛ blode haue from henſfoꝛth the ſuite to purſue, & may ſue againſt the ſame offendours and rauiſhours in this behalf. And to haue them therof conuyct of life and of member, although the ſame women after ſuche rape do conſent to the ſayd rauyſhours. And further it is accoꝛded that the defendaunt in this caſe ſhal not be receiued to wage battail, but that the trouthe of the matter be therof tryed by inquiſition of the countrey. Sauyng alwayes to our ſouerayngne loꝛde the kynge, and to other loꝛdes of the ſayde realme, al theyꝛ eſchetes of the ſayde rauyſhours, if peraduenture they be therof conuycte. Rape. Cap. vi.

¶ Item though it were late oꝛdeyned in the parliament of the ſayde kynge, holden at weſtminſter in the moꝛowe of all ſoules, the .v. yere of his reygne, that no ſwete wynes in his ſayde realme ſhulde be in any wyſe ſolde at retaile after the feaſte of ſaynete John Baptiſte laſte paſt, vpon peyne of foꝛfeyture of the ſame, yet of the aſſent aforeſayd it is oꝛdeyned and accoꝛded, that the ſame ſwete wynes may be ſolde in euery place within the ſayde realme, at the pꝛyce that wynes of Gaſcoyne and Ryne ſhall happen to be ſolde, and not aboue, vpon peyne of foꝛfeyture of the ſame, notwithſtandynge the ſayd firſt oꝛdynaunce. Cap. vii. Swete wynes.

¶ Item though late in the ſame parlyamente it was oꝛdeyned, that none of the kynges liege people, after the feaſt of Eaſter next commyng, ſhuld in any wyſe ſhippe any marchaundiſes oꝛ goodes to be caryed out of the realme of Englande, oꝛ to be bꝛought within the ſame realme, in any ſhyppes, vppon Cap. viii. Shyppes.

peyne of forfeiture of the sayde goodes and marchaundises or the valour of the same, except in shyppes of the kynges liegeaunce: Yet of the assent afore sayd it is ordeyned and graunted, that the sayd ordinaunce onely haue place, as long as shyppes of the sayd liegiaunce in the parties where the same marchauntes shall happen to dwelle be founde able and sufficiente: so that then they shall be bounde to freyghte the same shyppes of the kynges liegeaunce with their marchaundises vnder the peyne aforesayde before all other shyppes. And otherwyse it shall be laufull to the same marchauntes, to hyre other shyppes conuenient, and there to freyghte them with theyr goodes and marchaundyses, not withstandynge the sayde first statute.

Cap. ix. London. Hytayler.

¶Item it is ordeyned, that nother in he cytee of London, nor in other cytyes, borroughes, townes or portes of the sea, throughe the realme, any bytayler shall haue, exercyse, nor in no wyse occupie any iudycyall offyce, but in suche towne where none other persone sufficient maye be founde to haue the same offyce. In the whiche case, yet the same iudge for the tyme that he shall stande in the sayde offyce, shall vtterlye ceas and abstepne him selfe and his from the exercise of bytaylynge, vppon peyne of forfeyture of his bytails so solde.

Cap. x

Aliens. London. Fysshe. Hytayles.

¶Item it is ordeyned and accorded, that all maner forreyns & alyens, beyng of the amytee of the kynge and of his realme, and comyng within the sayde cytee of London, and other cytees, borroughes and townes within the sayde realme, as well within libertees as without, with fysshe and all maner of other bytayles, there tarryenge, and goynge agayne to theyr owne countreis shall from henceforth be vnder the saufgarde and the especyall protection of the kynge. And there it shall be laufull to them and euery of them, and by the strength of this presentes they may from hense forth cut theyr fysshes and bitayles aforesayde, without impeachement or denyenge of any manne, or in pyeces, and in parte in al at retayle or in grosse as to them best shall seeme, to sell and make theyr profytte, any charters, statutes, ordynaunces, pryuileges, or customes made or yhadde to the contrarye not withstandynge.

Cap. xi.

London. Hostes. Forstallyng. Embracery.

¶Item it is ordeyned, that all maner hostes, as wel in the cytee of London and the towne of greate Yermouthe, Scardeburghe, wynchelsey and Rye, as also in certein other townes and places vpon the coste of the sea and elswhere, throughout al the sayd realme, as well within lyberties as without shall from henceforth vtterly ceas and be amoued from theyr noyaunce and wycked dedes and forstallynges. And in especiallye they be inhibyt by our soueraigne lorde the kyng, that they nor none of them (vppon the peyne that belongethe) shall any further intromitte to embrace heatynge or any fysshe or other bytayles, vnder the coloure of any costome, ordynaunce, pryuylege, or charter before made or hadde to the contrarye (whiche by tenour of this presentes be vtterly repealed) or pryuelie or appertly dooe or procure to be done any impedymente to any fysshars or bytaylers, denysens or alyens, beynge of the kynges amytee, wherby they or any of them be compelled to sell theyr fysshe or other bytayls, but where and whan and to any person who so euer they wyll within the saide realme at their pleasure. And more ouer it is specially

cyally inhibite to all and singuler the sayde hostes, that none of them, vpon the peyne afore sayd, intromit from henseforth of byeng, sellynge, or conuentyng any maner sea fysshe freshe, to the vse of any fysshmonger or other cytesen of the sayde cytee of London. And lyke wyse it is inhibyte to all fysshmongers and other cytisens of the same cytee of London, that none of them (vpon the same peyne) farre from the same cytee nor nere to the same, from henseforth bye any sea fysshe freshe, nor of the fresh water to sel againe in the same cytee, except eles, fresh luces and pykes, whiche shall bee and remaine in cõmon as well to denizens as foreyns to bye or selle; so that neuertheles the denisens shall in no wyse let the forein within the same cytee, to sell such fysshe, as often as they shall bryngе or cause to be brought the same fisshes to the saide citee. Fysshe. Fisshemonger.

¶ Item it is ordeyned, that euery maire of London for the tyme beinge specially amonges other thinges shalbe charged in his oth, to be geuen to hym at the kinges eschequer, that he shal holde and do to be holden and kepte the ordinaunce of fysshmongers and vitailes (as afore saide) made within his baylywike, and the same (all fauour set aparte) do from tyme to tyme to bee put in due execucion. And lyke wise the maires and bailiffes, and all other gouernours of citees, boroughes, and townes, and of such vytaylers in euery place throughe the sayd realme within lyberties and without, in euery of their othes vpon their newe creacion to be geuen in their offices, shall from henseforth be charged in especiall that they shall do suche ordinaunce of vytaylers to be holden and fermely kept in their bailiwikes as moche as to them and euery of them perteineth. Cap. xii. Mayre of London. Otte. Vytaylers.

¶ Item at the supplicacion and instance of the cõmons of the saide realme, the same our soueraigne lorde the kinge of his speciall grace: and of the assent afore said, and to the entent that the same commaltee from henforth may the more vertuously abide in the loue, faith, & obedience of the same our soueraign lorde the kinge and of his heires, and peaciably beare them selfe in all parties throughout the saide realme, hath pardoned and remitted to al and singuler his liege people & subiectes, of what so euer estate, degre or condicion they bee: Except all those whose names an other tyme in the parliament of this kinge the. v. and. vi. yere of his reigne were deliuered by the same our soueraigne lorde to bee excepted from all grace, as principall beginners, abbettours, and procurours of the insurrection, late trayterously made within this realme, wherof they be arraigned, and also. iii. other persons citisens of London, which now in the parliamente be in speciall arraigned for that (that is to saie) that one of the same citesens dyd first and principally lette william wolworth, late maire of London and certein other the kinges faithful people to shyt the gates of the sayd citee agaynst the comminalties of Kent & Esser than traitorously assembled in the said insurrectiõ, that thei shuld haue none entrie in to the said citee, & to defend the same citee from the saide traitours And the other. ii. of the said. iii. citesens were arrained, of that that thei shuld haue ben the first and chiefe counselers of the same traitours, that they shuld come to and entre the said citee, and ledars of the same traitours within the Cap. xiii. Pardon. Insurrection.

sayd cytee: And al other fully being in the same case of the .iii. citisens or any of them. And also all and singuler persons of the towne of saynt Edmundes Bury ykewise excepted) the suite of his peace and as muche as to hym perteyneth or may pertein for treasons and felonies in the sayd insurrections, betwyxt the first day of May, the.iiii. yere of his reigne, and the feast of the Natiuitee of saint John Baptist than nert folowyng, in any maner of wyse done or committed, wherof they were endyted, arrayned or appealed, and also outlagaries, if any in them or in any of them were by these occasions promulgate, and hath graunted, and by these presentes doth graunt to them & euery of them, by the tenour of these presentes, his fyme peace: so neuertheles that they stand right in the kynges court, if any agaynst them or any of them wyll speake of the premisses or of any of them. Also the same our soueraigne lorde the kyng hath pardoned and remised to the comons of his said realme, and to euery singuler person of the same realme (except before excepted) as much as to him perteineth or may perteyne, for all trespasses in any maner of wyse done or committed in the same realme, before. the.xviii. day of Octobre this present yere, except al trespasses by certayn officers of the king and of other lordes and great men of the saide realme, and also by certayne mayntenours of quarels and all iurours, and also specially excepte suche trespasses done before the saide .xviii. daye of Octobre in any wyse conserning landes or tenementes. And by the same our soueraigne lorde the kynge it is ordeyned and graciously graunted, that the sayd grace, remissions, and pardons shalbe auayable to euery of the kinges liege people (except before excepted) as though euery of them had or shulde obteyne therof the kynges speciall charter.

Here beginneth an other statute made at Westmynster the same .vi. yere.

Rycharde by the grace of god. &c. Knowe ye that in the parliament last holden at westminster we dyd to be made certeine statutes, ordinaunces and pardons to such effect as foloweth, reherlynge the begynnyng of the last parliament, with the confirmacion of of the libertees of the church, of the great charter and the charter of the forest, and the statutes of puruetours for the kynges house.

Cap.i. Item where as our soueraigne lorde the kinge in his parlyamente summoned at westminster, the monday in the vtas of saint Michell the. vi. yere of his reigne, of his especiall grace dyd pardon and remise to al and singuler his liege people and subiectes, of what so euer estate, degre, or condicion thei were (excepte certein citesens of London and other, of whom specialt mencion is made in the saide pardon) the suite of his peace, and what so euer thing to the sayde kynge perteyned or myghte perteine, for all maner treasons and felonies done or committed in the tyme of the insurrection than lately within the sayde realme of Englande styred, wherof they were endyted, attained, or appealed, as in the same parliament is more fully conteyned: The said our soueraigne lorde the kynge, at the instaunce supplicacion of the commons

mons of his sayde realme, made in this present parlyament, as a benynge lorde, hauyng compassion of his subiectes, clerely perceyuyng that in howe Pardon.
muche more graciously he wold do by them, so much the more tranquylytee shuld growe betwyxte his sayde subiectes, of the assent aforesayde wyll and graunteth, that the sayde grace, pardon, and remission in the sayde parlyament, that is of treasons and felonies done and committed in the sayd insurrection (as afore is sayde) shall in all thinges extend to all and singuler his liege people and subiectes, as wel of London as other before excepted from the said grace, such onely excepte whose names specially in the sayde parlyament holden at westminster the morowe of all soules, in the v. yere of his reygne, were by the same kyng delyuered to be excepted from the sayd grace. So that all and singuler persones of the sayde realme, of what estate, degre or condicion they be (none of them excepte, but the persons whose names bee delyuered in the sayde parlyament the sayd. v. yere) shall take full benefyt of the same grace, pardon, and remission, by force of these presentes, as though euery of them hadde or shulde obteyne vppon the same the kynges specyall charter, and also as they shoulde take it no excepcion thereof were made of them in the sayde fyrste grace or pardon. Howe be it the kynges mynde is not, but that the men of saynte Edmundes bury shall bee therof holden to pursue specyallye for the kynges charters of pardon, and further to fynde sufficient suretye of theyr good bearynge, as well agaynst our soueraygne lorde the kynge and his people, as agaynst the abbay of Bury, accordynge to the ordinaunce therof an other tyme made in the kynges counsell.

¶ Item for peace and tranquilitee to be norysshed and augmented through Cap. ii.
out the same realme, and to cease strife and contencions: It is ordeyned and accorded, that if any persone fele him selfe by occasion of any trespas doone Insurrection.
in the same insurrection to be grieued or dampnified, and for the same peraduenture dothe purpose to make his suyte agaynst the sayde trespassours, that the same persone begynne the same suyte (if he se it expedient for hym) before the. xv. of saynete John next comminge, or els (the sayde. xv. beynge paste) he shalbe excluded from the same suyte and occasion therof for euer.

¶ Item as to the quarels of suites of trespasses done in the sayde insurrec- Cap. iii
tion, commenced before any of the kynges iustices, or before the sayde. xv. to be commenced: It is lykewyse ordeyned and accorded, that if they, against whom suche suytes be taken, or before the sayde. xv. shalbe taken, come before iudgemente, and wyll therof purge or acquyte them selfe by. iii. or iiii. good and conuenient men, and not suspecte, therunto sworne before the Iustyces, where the plea shall be therof hangyng, that is to say, that they came not wyllyngly in the place pretensed for the cause of any euyll, nor dyd no Purgacion.
harme, but onely by the compulsion of other, they shall bee therto receyued by the iustices and iudges aforesayde, and such purgacion made by the sayd witnesses, than they shall departe therof vtterly quyte, &c.

Here begyneth the statutes made at Westminster the .vii. yere of kynge Rychard the seconde.

RYchard by the grace of god. &c. to the shyryffe of Yorke greetynge: Knowe thou that at our parliamente holden at Westmynster the monday next before the feast of all saintes laste paste to the honour of god and of wholly churche, and for the common profite of the realme, of the assent of the prelates, lordes and commons beinge at the sayde parliament we haue done to be made certeine statutes and ordinaunces in the fourme folowynge.

Cap. i. Fyrste it is assented and accorded, that holy churche haue and enioye all hir lybertees and fraunchises as holy as she hath had and enioyed them in the tyme of the kynges noble progenitours.

Fraunchises.

Cap. ii. Item that the greatte charter and the charter of the forest, and all other good statutes and ordinaunces made before this tyme and not repealed shal be holden and kepte and put in due execucion accordynge to the effecte of the same.

Charter.

Cap. iii. Item at the greuous complaint whiche is nowe made of the mynisters of the forest, it is assented and accorded, that no maner of iurye shall be from henseforth compelled by any minister of the forestе to trauayle from place to place out of the places where theyr charge is geuen to them agaynste theyr gree, nor by malyce, nor by manace or other duresse constrayned to say theyr verdict of a trespas done in the forest otherwyse than theyr conscience wyll clerely enfourme them, but they shall say theyr verdictes vpon theyr charge in the places where this charge is geuen them as aboue is sayde.

Foreste. Iurie.

Cap. iiii. Item it is assented, that no man be taken nor imprisoned by any mynyster of the forest without due enditement or by maynouerye or trespassynge in the forrest, nor also shall not bee constrayned to make any obligacion or raunsome to any mynyster of the forrestе by any maner agaynste theyr gree and the assyse of the forrest. And if any do agaynste this ordynaunce in any poynte, and thereof be atteyned, he shall pay to the partie dampnified theyr double damages and fyne and raunsome to the kynge for his offence.

Forest.

Cap. v. Item it is ordeined and assented, that the statutes made in the tyme of kyng Edwarde graundfather of our soueraygne lorde the kynge that nowe is of Roberdesmen and drawlatches be fyrmely holden and kept. And more ouer it is ordeyned and assented to refrayn the malyce of dyuers people, faytours and wandringe from place to place rennynge in the countrey more habundauntlie than they were wonte in tymes paste, that from henseforth the Justices of assyses in theyr cessyons the Justices of peace and the shyryffes in euery countie shall haue power to enquyre of all suche vacabundes and faytours and of theyr offences, and vpon them to do that the lawe demaundeth. And that as well the iustyces and shyryffes, as the mayres, baylyffes, constables and other gouernours of townes and places where suche faytours and vacabundes shall come, shall from henseforthe haue power to examyne them diligently and to compell them to fynde suretye of theyr good bearynge by sufficyent mainpernours, of suche as be distreynable, if any

Roberdesmen. Drawlatches. Justices. Vacabundes. Faytours.

defaute

defaulte be founde in suche faytours and vacabundes. And if they can not fynde suche suretye they shall be sent to the next iayle, there to abyde tyll the commynge of the iustices assygned for the deliueraunce of the iayles, who in suche case shal haue power to do vpon such faytours and vacabundes so imprysoned that that therof to them best shall seme by the lawe.

¶ Item for the greuous mischiefes and complaintes that do dayly happen of robberies, theftes, manslaughters, brennynge of houses, and rydynges in routes and greatte companies in euery parte of the realme: It is ordeyned and assented, that the statute of wynchester (the tenour wherof is sente by our soueraygne lorde the kynge this yere laste paste in to euery county of Englande to be proclaymed) be holden and kepte in all poyntes and put in good and hasty execucion at the complaynt and pursuyte of euery man that feleth hym greued against the tenour of the same. And to the intent that no man shall excuse hym selfe by ignorannce of the same statute it is also assented that euery shyrryffe of Englande, shal be bounden from henseforth in propre person to make proclamacyon of the same statute. iiii. tymes in a yere in euery hundred of his bayliwyke, and by his bayliffes in euery market as wel within lyberties as without.

Cap.vi.

Statute of wynchester.

Proclamacion.

¶ Item agaynste the mischiefe, that happeneth to diuers people of the realme, whiche be impanelled and returned before the iustices and barons of the escheker, in whiche case because that the enquestes is not pursued to the end by those that be parties, but put in delay from yere to yere, the iurours do greatly lose and some muche more than the valoure of they lande is by yere to theyr great impouerisshynge and distruction: It is accorded that from henseforth in all maner of pleas where a Nisi prius is grauntable of office after the great distresse returned and. iii. tymes serued before the iustyces againste the iurours, and therupon the parties demaunded if any of the saide parties wyll pursue, or if the parties refuse to haue a wryt of Nisi prius in the case, than at the suite of any of the iurours that is presente, a wryt of Nisi prius, shal be made and graunted. And that as well in the eschequer as elswhere, and therupon the quarell set at an end without delay accordyng as the case requyreth and the lawe demaundeth.

Cap.vii.

Iurours.

Nisi prius.

¶ Item it is accorded and assented, that the statutes of purueyours made before this tyme be fermely holden and kepte and put in good and due execucion, toynynge to the same, that if the seruauntes of other lordes and ladies whiche be not comprysed in the saide statute do from henseforth take in any partie within the realme bytailes or cariages to the vse of their lordes and ladies otherwyse than they therof may agre with the owners and sellars of the same by paimente thereof to be made redilye in hande, that the same seruauntes shall incurre the peine comprised in the saide statutes of purueiours, and neuertheles the partie endamaged by suche seruauntes (if he will) shall haue his suite at the common lawe.

Cap.viii.

Purueyours.

¶ Item vpon mischiefe, whiche daylie happeneth vpon the falsitee and disceyte, which is founde in clothes vendible as well coloured as ray clothes, againste the assyse therof ordeyned before this tyme, it is ordeyned and assented

Cap. ix.

Clothes.

sented, that all the statutes thereof made in tymes paste, with the statutes
Aulnegeour. made of aulnegeours and collectours of the subsidy of the sayde clothes be holden kept and put in due and good execucion: Joynyng to the same, that he, whiche from henseforth shall espie and proue defaut in any such clothe set to sale, agaynst the assyse therof ordeyned of the sayde clothes, and agaynste the fourme of the sayde statutes, shal haue the thyrde part of euery such cloth defectyue for his labour, by the deliuerye of the shyryffes, if they be present, or of the lordes of the fayres and markettes and other places, where suche clothes shalbe founde defectife, or of theyr stewardes or baylyffes, or of the constables of the townes and places aforesayde by indenture betwyxte them duely to be made, whiche indentures shalbe euery yere from the feast of saint Myrhell delyuered to the escheker, by them whiche so shall make the sayde delyuery to the effecte there to charge the aulnegeours and collectours afore sayde, by whom suche defaultes ought to haue ben serched, corrected and amended, and be not, but commonly maynteined and consealed in all parties, for which thyrde part that perteyneth to the kynge, as his forfeyture, by force
Escheker. of the statutes made in tymes past, the aulnegeours and collectours aforesayd in euery countie and place, where such clothes defectyfe shall be found, for the peyne agaynst the sayde offences and conselement shall make gre of theyr owne money to our soueraygne lorde the kynge in his escheker of the valour of the same thyrde parte. So that as well of the same thyrde parte as of the remenaunt of the sayde clothe the kynge shall be wholly answered at his sayd eschequer.

¶ Item it is ordeyned and assented, that an assyse of Nouell disseysin shall
Cap.x. be from henseforth graunted and made of rente behynde due of tenementes
Assyse de no. diff. beynge in diuers counties, to be holden in the confyne of the counties, with in whiche the tenementes be. And thereupon the assyse taken and tryed by people of the sayd counties in the same maner as is done of a common of pasture beyng in one county, and appendaunt to tenementes in an other countye. And that as well of disseysyns done in tymes paste as of disseysyns yet to be done, and that writtes therupon at the suite of the playntifes be made from henseforth in the chauncery without anye maner of contradiction in a due fourme.

¶ Item where as late in diuers parlyamentes holden at westminster the
Cap.xi. v. and. vi. yere of our sayde soueraygne lorde the kynge, diuers ordinaun-
Fyssh̄ars. ces and statutes of fysshers of London and of other vytaylers were made:
Vintenars. and also of vinteners and of the sale of wynes, and theruppon the same or-
Vitaylers. dynaunces and statutes with the peynes in them conteyned were publyshed
Wynes. and proclaimed throughoute the realme, as in the saide statutes and ordynaunces more plainly mate appere: neuertheles for certeine causes at the request of the commons of Englande there vpon specially made: It is assented and agreed, that the same ordinaunces and statutes of fysshers, vynteners, and viteylers, made in the yeres aforesayd, shalbe wholy adnulled and repeled, and shall lose their effect and strength, neuertheles sauyng to the kynge all the forfeytures of wynes for the tyme past that to him perteyneth by ver-

tue

tue of the ſame ordinaunces and ſtatutes: Prouided alwayes, that all the bynteners and byteplers as well fyſſhers as other cõmynge with their bytayles to the cytee of london, ſhalbe from henſforth vnder the gouernaunce and rule of the mayre and aldermen of the ſayd cytee for the tyme beynge, as in tymes paſt it hath bene vſed. London.

¶ Item where as late in the parliamente holden at weſtminſter, the thyrde yere of the reygne of our ſayd ſoueraygne lorde the kynge, at the requeſt of the commons, and by the aſſent of the lordes temporall it was ordeyned and aſſented, and vpon a greuous peyne defended, that no ſubiecte of the kynge nor other perſon, of what eſtate or condicion he were, ſhuld take neither receyue from thenſe forth within the realme of Englande procuracy, letter of atturney, ne ferme, ne none other adminiſtracion by indenture, or in any other maner, of no perſone concernynge any benefyce of holy churche within the realme, but onely of the kynges ſubiectes of the ſame realme, without the eſpeciall grace and expreſſe lycence of our ſayde ſoueraygne lorde the kyng, vpon a certeyn peyn conteined in the ſame ſtatute: It is aſſented and agreed by the ſame lordes and comons, that the ſame ſtatute ſhall kepe his force and effecte in all poyntes. And moreouer it is alſo aſſented, that yf any alyen haue purchaſed, or from henſforth ſhall purchaſe any benefyce of holy churche, dignitee or other thynge, and in his propre perſone take poſſeſſion of the ſame, or occupie it hym ſelfe within the realme, whether it bee to his owne propre vſe, or to the vſe of any other, without eſpeciall lycence of the kynge, ſhall be compryſed within the ſame ſtatute, and more ouer ſhall incurre al peynes and forfeytures in al poyntes as is before ordeyned by an other ſtatute made the .xrb. yere of the noble kynge Edwarde the thyrde graundfather to our ſoueraigne lorde the kynge that nowe is, concernyng them that purchace prouiſions of abbeys or priories. And to the entente that ſuche lycences ſhall not be from henſforth made, the kynge wyll and commaundeth to all his ſubiectes and other, that they ſhall abſteyne them from henſforth to pray hym for any ſuche lycence to be geuen: And alſo the kynge him ſelfe wyll abſteyne to geue any ſuche lycence durynge the warres excepte to the cardinall of Naples, or to ſome other ſpecyall perſon, to whom the kynge is holden for an eſpeciall cauſe. Cap. xii. Procuracy. Benefyce. Prouiſion. Lycence.

¶ Item it is ordeined and aſſented, and alſo the kynge doth prohibyt, that from henſforth no man ſhall ryde in harneys within the realme, contrarie to the ſtatute of Northampton theruppon made, neyther with launcegaie within the realme, the which launcegayes be prohybited and clerely put out within the ſayde realme, as a thynge prohibited by our ſoueraygne lorde the kyng, vpon peyne of forfeiture of the ſayd launcegayes, armours, and other harneis, in whoſe handes or poſſeſſions they be found, that beare them within the realme contrary to the ſtatutes and ordinaunces aforeſayde without the kynges ſpeciall lycence. Cap. xiii. Harneys. Launcegay.

¶ Item in wrytes of Premunire facias it is aſſented and agreed, that they agaynſt whom ſuche writtes be ſued, and who at this tyme be out of the realme, and be of good fame, and haue made theyr generall atturneis before Cap. xiiii. Premunire facias.

theyr

Chauncellour. theyr departynge, that the chauncellour of Englande for the tyme beyng by the aduyce of the iustices, may graunt, that the same persons may appere to answere, to do and to receyue that thynge, whiche the lawe demaundeth by theyr generall attourneys aforesayd, as well as in other causes and quarels.

Attorney. And those persons, whiche from henceforth shall passe by the kynges license, and be of good fame, that at their requeste the chauncellour, by the aduyse of the iustyces, may graunt to them to make theyr generall attorneys in the chauncery, by the kynges patent before theyr passage, to answere as well in the sayde wryttes of Premunire facias, as in other writtes and playntes, in whiche case erpresse mention shall be made at all tymes of the wryttes and playntes of Premunire facias. And this patent so made, the sayde attorneys from henceforth in absence of their maister make answere for them and make other attorneys vnder them, before any iudge of the realme, to do and receyue in the sayde cause as muche as in any other case or matter, notwithstandynge any statute made to the contrary heretofore.

Cap.xv. Item for the greuous complaynte that is made of maynteyners of quarels and champertours it is ordeyned and assented, that the statutes therof made in the fyrst and fourth yere of kyng Edward, graundfather to our soueraygne lorde the kyng that nowe is, and also in the fyrst yere of our soueraygne lorde the kynge that nowe is shalbe holden and kepte, and duely executed in all poyntes.

Maintenours. Champertours.

Cap.xvi. Item it is assented, and the kyng straitly defendeth, that from henceforth no person, alien nor denisen, of what so euer estate or condicion that he bee, shall carie nor send, nor do to be caried nor sent by land nor by sea out of the realme of Englande, to any parties of Scotlande, pryuily nor apertly, any maner of armour, corne, maite or other vittayles, or any other refreshynge, vppon peyne of forfeyture of the same vytales, armours, and other thinges aforesayde to gether with the shyppes, vessels, cartes and horses, whyche shall brynge or carie the same, or of the very valoure of the same, except so it be that the kynge do geue his speciall lycence to the contrarye.

Scotlande. Armour. Corne. Vittayle. Lycence.

And to the intent that these ordinaunces be duely kepte and put in due execucion, it is also assented, that he whiche after proclamacion therof made espie and proue that any hath offended or forfeyte in any poynt agaynste the fourme of this ordynaunce shall haue the thyrd parte of the sayde forfeitures wholly to his owne vse.

Cap.xvii. Item it is assented and accorded, that in writtes of det, trespasse, and accompte, and in all other cases, where maynprize and wryttes of Superseadeas be grauntable, that if the persons comprysed come not before the iudges at the day comprised in the same mainprise, and by so much the plaintife is put to delaie and losse, the sayde maynpernours shall be aunswerable to the playntyfes of a certein summe of syluer to be lympte by the discrecion and aduyse of the sayd iudges, hauynge consideracion to the qualitee and quantitee of the damages of the parties and of the thynges in demaunde. And this ordinaunce of maynpernours shall endure in assaie tyll the next parlyament onely. And therfore we commaunde you. &c. Dated. &c.

Maynprize. Superseadeas. Mainpernours.

Here

Here begyneth the statutes made at Westminster the .viii. yere of kynge Richarde the seconde.

TO the honour of god, and at the requeste of the commynaltie of the realme of Englande made to our soueraigne lorde the kynge in his parlyamente holden at westmynster, in the morowe of saynt Martyn, the. viii. yere of his reygne: the same our soueraygne lorde the kinge, of the assente of the prelates, great men, and commons aforesayde, hath done to be made in the same parliament a certein statute for the common profyt of the saide realme, and espectully for the good and iuste gouernaunce and due execucion of the common lawe in the fourme folowinge.

Fyrst it is ordeyned and enacted, that holy churche haue all hir libertes. Cap. i.
And that the great charter and the charter of the forest, the statutes of purueyours and labourers, and all other statutes and ordinaunces here tofore made and not repealed, shall be holden and obserued and put in dewe execucion accordynge to the fourme and effect of the same. Lyberty. Charter. Purueyour.

Item it is ordeyned and assented, that no manne of the lawe shall be from henseforth iustice of assyses, or of the common delyueraunce of iayles in his owne countrey, And that the chyefe iustyce of the cõmon benche be assigned amonges other to take suche assises and deliuer iayles, but as to the chyefe iustyce of the kynges benche it shall be as for the moste parte of an. C. yeres laste past was wonte to be done. Cap. ii. Iustice.

Item where as late in the tyme of the noble kynge Edwarde, graunfather of our soueraigne lorde the kynge that nowe is, it was ordeined, that iustices as longe as they shulde be in the offyce of iustices, shoulde not take fee nor robe of any except of the kynge, and that they shoulde not take gyfte nor rewarde by them nor yet by other, pryuylie nor apertlie of any manne whiche shoulde haue any thynge to do afore them in any wyse, except meate and drynke of small valoure, And that they shulde not geue counsaile to any great or small in thinges or affaires, where the kyng is party, or whiche in any wyse touche the kynge, vppon a certaine peyne conteyned in the saide ordinaunce. And in the same maner it is ordeyned of the barons of the eschecker, as in the saide ordynaunce is more playnly conteyned: (The sayde ordinaunce beynge reserued in the parlyamente) it is ordeyned and assented, that no iustyce of the kynges benche nor of the common benche, nor none of the barons of the eschequer, as longe as they shalbe in the offyce of iustice or barons, shall take from henseforth robe fee penсyon gyft nor rewarde of any but of the kynge, excepte rewarde of meat and drynke, whiche shall be of no great valour. And that from henseforthe they shall geue no counsaile to any great or small in thinges of affayres, wherin the kynge is partie, or whiche in any wyse touche the kynge, and that they be not of any mannes counsaile in any cause, plea or quarell, hangyng the plea before them or in other of the kynges courtes or places, vpon peyne of losse of their offyce, and makynge to the kynge fyne and raunsome. Cap. iii. Iustices. Counsayle. Barons del eschequer.

Item

Cap.iiii. ¶Item at the complaynt of the sayde comminaltie, made to the kyng in the parlyament, of that that great disherison in tymes past was done of the people, and myghte be done by the false entrynge of pleas, rasynges of rowles, and chaungynge of verdictes: It is accorded and assented, that if any iudge or clerke be of suche default (so that by the same defaute there ensueth dysheryson of any of the parties) suffycyently conuict before the kyng and his counsaile by the maner and forme, which to the same our soueraygne lorde the kynge and his councell shall seeme reasonable, and within ii. yeres after suche defaute made, if the partie greeued be of full age, and if he bee within age, than within .ii. yeres after that he shall come to his full age, he shall be punysshed by fyne and raunsome at the kynges wyll, and satisfie the partie, and as to the restitucion of the inheritaunce desyred by the sayd comons, the partie greeued shall sue by wrytte or otherwyse accordynge to the lawe, if he see it expedient for hym.

Entryng of pleas.

Rasyng of rolles.

Verdyte.

¶Here begynneth the statutes made at westminster the .ix. yere of kynge Rychard the seconde.

OUr soueraigne lorde the kyng, at his parliament holden at westminster the monday next after the feast of saynt Luke, the ix. yere of his reygne, of the assent of the prelates, dukes, marquesses, erles, barons and cõmons at the same parliament assembled, hath ordeyned and stablysshed the thynges vnderwrytten.

Cap.i. Fyrst it is accorded and assented, that all the statutes made by the parlyamente in the tymes of the kynges noble progenitours, and in his owne tyme, as well of shiryffes, vndershiryffes, eschetours and clerkes of shiriffes, as of purueyours, and all other good statutes and ordinaunces not repeled by parliamente, shall be fermely holden and kepte, and due execution therof done, according to the effect of the same, except the statute of the iustices and barons of the eschecker made at the laste parlyament, which bycause it is very hard and nedeth declaration, the kinge will that it be of no force tyll it be declared by parlyament.

Shyryffes. Eschetours. Purueyours.

Barons del Eschequer.

Cap.ii. ¶Item where as diuers villaynes and neyfes, as wel of great lordes as of other people as wel spirytuall as temporal, do flye within cities, townes and places enfranchised, as the citie of London and other lyke, and feyn diuers suites agaynst their lordes, to the entent to make them free by the answer of lordes: It is accorded and assented, that the lordes nor other, shall not be forbarred of theyr villayns bycause of theyr aunswere in lawe.

Villaynes. Neifes. London.

Cap. iii ¶Item it is accorded and assented, that if the tenaunte for terme of life, tenaunt in dower, tenaunt by the curtesie of Englande, or tenaunt in taple after possibilitie of issue extinct be impleded, and plede to an enquest, and lose by the othe of xii. or that they lose by defaulte or in other maner, that he, to whome the reuertion of the tenementes so loste perteineth at the tyme of such iudgemente gyuen, his heyres and his successours shall haue an action by wrytte of atteynt to atteynte the same othe, yf they wyll assygne the same othe to be false: and also by wrytte of errour, if errour be founde in the recorde of suche

Atteynt. Errour. Othe.

ſuche iudgement, as well in the lyfe of ſuche tenantes that ſo do loſe, as af ter theyr deth. And if ſuche iudgemente erronious be reuerſed, or ſuche falſe othe be found, that the tenaunt that dyd loſe by the firſte iudgement, if he be in lyfe, ſhal be reſtored to his poſſeſſion of the tenementes ſo loſte, with the iſſues in the meane tyme, and the partie purſuyng to the arrerages of the rent if any be dewe of the ſame tenementes. And if ſuche tenaunt be dead at the tyme of the iudgemente geuen vpon ſuche wryttes of attaynte and of errour, that reſtitucion of the ſayd tenementes be made to the partie purſuyng, with the iſſues after the death of the ſayde tenaunte, together with the arrerages of the rente, if any to him were due in the lyfe of the tenaunt.

¶ Prouyded neuertheles that althoughe the tenaunt, whiche ſo dyd loſe by the fyrſte iudgement, be in lyfe, and the partie purſuynge wyll alledge, that the ſame tenaunte was of couyne, and of the aſſente of the demaundaunte, whiche recouered, that ſuche tenementes ought to be loſt, that reſtitucion of the ſame tenementes be made, to the ſame partie purſuynge, with the iſſues and arrerages, as afore is ſayde. Sauynge to ſuche tenaunte his actyon by wryt of Scire facias out of the ſame iugement ſo reuerſed or geuen, or wryt of attaynt, if he wyll trauerſe the couyn and aſſent afore ſayd, and otherwyſe not. And that this ſtatute holde place of iudgementes to be geuen in tyme to come. And alſo of .ii. iudgementes late geuen in the kynges benche in .ii. pleas of errour, the one betwyxte Edmunde Fraunces and Ideyn his wyfe demaundantes, and Roberte Weſtby and other tenauntes of certeyne tenementes in Oxenforde, and in the ſuburbes of the ſame towne, and the other betwexte the ſayde Edmounde and Ideyn demaundantes, and Rychарde Cornewayl and Iſabel his wyfe tenantes of certeyn tenementes in the ſame towne, of whiche tenementes the reuercion at the tyme of the ſayde .ii. iudgementes geuen, dyd perteyn to the mayſter and ſcolers of the college of the vniuerſitee hall in Oxenforde, as it is ſayde, ſo that the maiſter and ſcolers may haue and do theyr ſuite by wryt of attaynt or of errour of the ſame iudgementes, as to them beſt ſhal ſeme, accordyng to the fourme of this ſtatute.

¶ Item wher as a plea is moued betwixt party & party in the kynges court, which do diſcend to an iſſue vpon ſuch point, that is to ſay if the matter being in plea touche any pryour, be he perpetuall, or datyfe and remouable at the wyll of his abbot ſouerayngne, the one of the partyes wylle allege in declaracion of ſuch perpetuity, that ſuch pryour was preſented by his ſouerayn to the ordinarye, and by hym receyued, inſtitute, and inducte: It is ordeyned and ſtablyſſhed, that in ſuche caſe, whan the partie diſcendethe to ſuche iſſue, that a wrytte be ſent to the ordinarye of the place, to certifye if ſuche pryour be perpetuall or datyfe and remouable, as before, and that the matter be iudged according to the certificatiõ, and that this ſtatute be of force betwixt the parties, as wel where ſuch pryour is not party, as where he is party, and as well in pleas hangynge, as in pleas hereafter to be commenſed. Cap. iiii. Ordinarie.

¶ Item at the reuerence of god and of holy church it is accorded and ſtabliſſhed, that prieſtes & other people of holy churche, taken in the marſhalſey of the kinges houſe, ſhal pay ſuch fees as lay people pay reſonably & no more. Cap. v. Prieſtes.

Here

Here begynneth the statutes made at Westminster the x. yere of kynge Rychard the se conde.

KNowe ye, that at the reuerence of god, and for to nourysshe peace vnitie, and good accorde in all parties within the realme of Englande, and spectally for the common profitte and ease of our people and good gouernaunce of the same, our realme of Englande, whiche we souerayngnely desyre. of the assent of the lordes and commons assembled in our parliament holden at Westmynster the first day of Octobre last past, we haue done to bee made a statute, as well for the amendement of the sayd gouernaunce, as for the common profit of the sayde realme in the fourme folowynge.

Cap. i.

VWhere as our soueraigne lorde the kynge perceyueth, by the greuouse compleynte of the lordes and commons of his realme, in this presente parlyament assembled, that his profittes, rente, and reuenues of his realme, by syngular and in sufficient counsell and euyll gouernaunce, as well of some late his great officers, as of dyuers other persons beynge about his person be so muche withdrawen, wasted eloyned, geuen, graunted, aliened, destroyed and euyll dispended, that he is so muche impouerysshed and voyde of treasure and goodes, and the substaunce of the crowne so muche dympnysshed and destroyed, that his estate and the estate of his house may not honorablie be susteyned as perteynethe, nor the warres, whyche daylye haboundeth enuyron his realme, maynteyned nor gouerned without great and outragious oppressions and importable charges of his sayde people, and also that the good lawes, statutes, and customes, of his sayde realme (whiche he is bounden to holde and obserue) be not nor haue not ben duely holden nor executed, not full iustyce nor ryghte done to his sayde people: wherby many disherisons and dyuers great mischeues and damages be happened, as wel to the kynge as to his sayde people and to all his realme: wherof he to the honour of god, and for the weale of him and of his realme, and for the quietnes and relefe of hym and of his people, (who haue ben in dyuers maners greatly charged before this tyme) wyllynge with the grace of god agaynste suche mischiefes to prouyde a good and due remedye, hath of his free wyll and at the requeste of the lordes and commons aforesayd, ordeyned made and assigned his great offycers, that is to saye, the chauncellour, treasourer and keper of his priuy seale, suche as he holdeth good, sufficient, and laufull for the honoure and profytte of hym and of his realme. And more ouer of his auctorytie royall, certeyn knowlege, good gree and free wyll, and by the aduyse and assent of the prelates, lordes and commons aforesayde in the fulle parlyament, in ayde of good gouernaunce of his realme, and good and due execucion of his sayde lawes, and in relefe of the estate of hym and his saide people in tyme to come, vpon the full trust that he hath of good aduisemente wit and discrecion of the honorable fathers in god Wyllyam archbisshop of Canterbury, and Alisaunder archebisshop of Yorke, his dere vncles Edmund duke of Yorke, & Thomas duke of Glouceſtre, the honorable fathers in god William bisshop of wincheſter, Thomas bisshop of Excestre, and Nicolas abbot

Chaunceſlour. Treasourer. Keper of the priuie seale.

abbot of Waltham, and his welbeloued and faithful Richard erle of Arũdel, John lorde of Cobham, sir Rychard Lescrom, & John Deuoreux, hath ordeined, assigned, and deputed them by his letters patẽtes vnder his great seale, to be of his great and continual councel from saint Edmondes euen the marter by a whole yere next folowing, after the date of the said letters patẽtes, to surueye and examine with the saide great officers, that is to sate, the chaunceler, treasourer, and keper of his priue seale as well the estate and gouernaunce of his house and of all his courtes and places, as of all his reime, and of all his officers and ministers, of what so euer estate, degree, or condicion thei be, as wel within the said house as without, and to enquere and take informacion by al the wayes which to them beste shall seme, of all the rentes reuenues & profites that to hym parteineth and bee due, and ought to perteine and be due, as wel within the realme as without, in any maner way or condicion, and of al maner giftes, grauntes, alienaciõs, and confirmacions, made by him of landes, tenementes, rentes, annuities, profites, reuenues, wardes, mariages, eschetes, forfetures, fraunchises, liberties, boidaunces of archbishoprices, bisshoprices, abbeies, priories, fermes of houses and possessions of aliens, and of al other possessions, summes of money, goodes and catals, and of al other thinges, and to what persons, and for what cause, and howe, and in what maner, and namely of those personnes, the whiche haue taken without deserte, and also of all maner reuenues and profites as well of his saide realme, as of landes, seignowries, cities, townes, castels, fortresses, and all maner his other possessions, as well on this syde the sea as beyonde, and of the profytes and emolymentes of his money and bullyons, and of the takyng of prisoners, townes, and places, shippes, carakes, goodes, and raunsomes of warre by lande and by sea, and of benefyces and other possessions of cardinalles, rebelles, and al other alyens. and also of caryinge of money out of the realme by the collectours of the pope, procuratours of the cardinals, Lumbardes, and other persones as well alyens as denyzens, and of the emolymentes and profytes commynge and ryslnge of the customes and subsidies of woolles, lether and woolfelles, and of small customes and other subsidies of clothes, wynes and all other marchaundyses, and of dismes and quinzymes, and of all other subsidies and charges graunted by the clergie and comons, and also of the receites, profites, and paymentes of the hanaper of his chauncerie, and of all other his receites, from the tyme of the coronacion tyll nowe, and of fees, wages, and rewardes of officers and mynisters more and lesse, also of annuities and other rewardes, and also giftes and grauntes made to any persones by hym and by his father and his graundfather in fee, or for terme of lyfe, or in any other maner and if gree or paumente bee to them therof made, and by whom, and howe, and in what maner, and also howe muche they haue released or geuen to officers or other to haue their paimentes, and to what personnes, howe and in what maner, and of landes, tenementes, rent, reuenues, and forfeitures, bargayned and solde to the preiudice and domage of him and of his crowne, and by whom, and to whom, howe and in what maner, and of the sale

or bargaine of tailes and patentes of singuler profite as well in the tyme of his saide graundefather, as in his owne tyme, and howe, and by what persounes, and also of all his iewels and goodes, whiche were his sayde graunde fathers at the tyme of his death, and what and of what pryce or valour, and where thei bee become, and howe and in what maner, and of all cheuysaunces in any wyse made to his vse by any maner persones, and of all losse and damages whiche he hath had and sustened by the same, and by what persones howe and in what maner, and of charters of pardons generall and especiall, and also of the summes and paimentes and maner of the expences as well of his saide house as for the saluacion and defence of his realmes, landes, seignowries, townes, castelles, fortresses, and other places on this syde the sea, and beyonde, done and receyued by any persones as well souldiours as other, and by any maner waie, and howe and in what maner, and howe muche they haue geuen to haue their paymentes, and of the concelementes of his rightes and profites, and by whom, howe, and in what maner, and of mainteinours and takers of quarelles, embracers of enquestes, and of officers and ministers made by brocage and of their broggers, and of them thet haue taken the sayde brocage, and howe and in what maner, and also of all the defaultes and offences that bee doone as well in his saide howse and his other courtes and places aforesaide, as in all other places within his realme of Englande by any maner persounes, whereby the profite of hym and of his crowne hath bene empayred and diminisshed, or the comyon lawe disturbed or delated, or other domage to hym happened: geuinge and committinge by the same of his royall auctoritee, and by the aduise and assente aforesaide, to the saide counsailers and to .vi. of them, and to the saide great officers, full power and auctoritee generall and speciall. to entre his saide house and all the offices of the same, and all his other courtes and places as often as them please, and doe come before them (where and when them pleaseth) the rolles, recordes, and other minimentes and euidences, suche as them lyketh, and all the defautes, wastes and excesses founde in his saide house, and also all the defaultes and misprisions founde in the other courtes, places offycers and ministers aforesaide, and in all the other artycles and pointes aboue named and euery of them, and also all the other defaultes, misprysions, excesses, falsyties, disceiptes, extorcions, oppressions, domages, and greuaunces done in preiudice, domage, and dystresse of hym and of his crowne and the estate of his realme in generall or speciall aboue not specified nor expressed, to amende, correcte, repayre, redresse, reforme, and put in due and good estate and stablysshmente, and also to here and receiue all maner of complaintes and quarels of al his lieges, whiche will sue and complayne them as well for our saide souereaigne lorde the kyng as for them selfe, before the said counsailers and officers, of all maner of duresses, oppressions, iniuries, wronges, and misprisions, whiche maie not bee well amended nor determyned by the course of the common law of the lande before vsed, and therof to geue and make good and due remedie and recouerie, as well for our

saide

ſaide ſoueraine lo7de the kyng, as fo7 his ſaid liege people, and all the thyn-
ges afo7eſaid and euery of them fully to diſcuſſe, and finally to determyne,
and therof to make full execucion acco7dinge as to them beſte ſhall ſeme,
fo7 the honour and p7ofite of our ſayde ſoueraigne lo7de the kynge and of
his eſtate and reintegracion of the rights and p7ofites of his ſaide crowne,
and better gouernaunce of the peace and lawes of this lande, and relyefe
of his ſaide people: willynge alſo that if dyuerſitee o7 variaunce of opiny-
on ryſe o7 happen betwene the ſaide councellers and officers, that the iudge-
mente and opinion of the greatter partie haue fo7ce and holde place, as in
the ſaide letters patentes is fully conteined: Wherupon our ſaid ſoueraigne
lo7de the kynge, willynge that the co7rections and red7eſſes of the defaul-
tes and miſp7iſions afo7eſaide male be fo7 the p7ofite of hym and of his ſaide
realme in the fourme afo7eſaide, put in due execucion, without beinge b7oken
o7 diſtourbed by any, of the aſſente of the lo7des and the comons of his ſaide
realme it this p7eſente parlyamente hath o7deined and ſtabliſſhed, that eue-
ry one of his ſaide lyeges greatter and leſſe, of what ſo euer eſtate o7 condy-
cion that he be, ſhall bee attendynge and obediente in howe muche that tou-
cheth the articles afo7eſaide and euery dependencie theron, the ſaide coun-
ſailer and officers in the fo7me afo7eſaid. And that euery perſon that ſhal be
iudged befo7e them as conuicte of any of the defaultes o7 miſp7iſions afo7e
ſaid, ſhall take and receiue without debate makyng ſuche co7rection as ſhal
be iudged to him by the ſaid councellers and officers in the fourme afo7eſaid.
And that no perſon, of what eſtate o7 cõdicion that he be greater no7 leſſe, ſhal
geue to the kyng p7iuily no7 appertly, councel, exho7tacion o7 mocion, wher-
by the king, ſhuld repeale their power within the time afo7eſaid, in any point
o7 do any thing contrary of his ſaid graunt, o7 of any of the ſaide artycles.
And if any perſon, of what eſtate o7 condicion that he be, do agaynſte the o7-
dynaunce and ſtabliſhment afo7eſaid, o7 p7ocure o7 do any thing in any ma-
ner, wherby the ſaide councellers be diſturbed in any pointe vppon the exer-
cyſe of their ſaide power, o7 whiche exciteth o7 p7ocureth our ſaide ſoue-
rayne lo7de the kyng to do o7 cõmaunde any maner thing, wherby the power
of the ſaid councellers and officers, o7 the execucion of their ſaid iudgement,
and awardes to be made in the ſame, be in any point afo7eſaide defeated, and
that duely p7oued by good and true witneſſes, whiche be noto7iouſly holden
of good fame and condicion, not ſuſpected, couenably examined befo7e the
kynge and the councellers and officers afo7eſaide, any of the iuſtices of the
one benche o7 the other taken to them, o7 other diſcrete and lerned in the law,
ſuch as pleaſe the ſaid councelers and officers, ſhal haue ſuch penaunce: that
is to ſay, at the firſt tyme that he ſhalbe ſo conuict, he ſhal fo7feite al his goo-
des and catals to the kyng, and nenertheles he ſhalbe imp7iſoned at the kin-
ges wyl, and if any ſuche perſon bee duely atteinte in the fourme afo7eſaide,
of counſaile, exc7ptacion o7 mocion geuen to the kynge, o7 of doinge the con-
trary of his ſaide graunte, as afo7e is ſayde, albeit the kynge doth nothinge
by ſuche councell, exc7ptacion, o7 mocion, yet he ſhall haue ſuche penaunce
as afo7e. And if it happen (whiche god defende) that he ſo beare hym af-

terwarde, that he be an other tyme attainted (as afore) of any of the said defautes or mispriſions, than the same perſon ſo conuict or attainted, ſhal haue at the .ii. tyme the penaunce of lyfe and of membre. Sauinge alwaies the dignitee pōtifical and priuilege of holy church and clerical in all the thinges aforeſaid. And that this ſtatute holde force and effecte duryng the ſaid commiſſion onely. And therfore we commaunde the, that thou do the ſaid ſtatute openly to be cryed and publyſched in cities, boroughes, townes, feires, markettes and other notable places within the baillywike within fraunchiſe and without, according to the tenour and fourme of the ſame. Dated. &c.

Here beginneth the ſtatute made at weſtminſter the .xi. yere of kyng Richarde the ſeconde.

OUr ſoueraygne lorde the kynge hertely deſyryng, that the peace of his lande be well holden and kepte, and his faithfull ſubiectes noriſſhed and gouerned in quietnes and tranquilitee in all parties within his realme of Englande, to the honour of god and for the cauſes aforeſaide, of the aſſent of the lordes and commons of his realme of Englande, aſſembled at his parliament holden at weſtminſter the morow of the purificacion of our Ladye, the .xi. yere of his reigne, dothe make and ſtabliſh certaine ſtatutes and alſo doth graūt certain graces and pardons in the fourme vnder written.

Cap. i. FIrſt our ſouerain lorde the kyng amonges other petitions and requeſtes to him made by the comons of his ſaide realme in the ſaide parlyamente, hath receiued one petition in the fourme folowyng.

Petic. i. The comons prayyng, that where as at the laſte parlyamente for cauſe of the great and horryble miſchieues and perils, which an other tyme were fallen by ſuell gouernaunce, whiche was aboute the kynges perſone by all his tyme before, by Alyſaunder late archbiſſhop of Yorke, Roberte of Veere late duke of Irlande, Michell de la Pole late erle of Suffolke, Roberte Treſſilliam late iuſtice, and Nycolas Brembre knighte, and other their adherentes and other wherby the kyng and all his realme were verey nighe to haue ben wholly vndone and deſtroyed, and for this cauſe, and for to eſchewe ſuch peryls and miſchiefes for the tyme to come, a certaine ſtatute was made in the ſame parlyament and commiſſion to diuers lordes for the weale honour and ſaufgarde of the kynge, his regalie, and of all the realme, the tenour of which commiſſion and ſtatute herafter folowyth.

RIcharde by the grace of god kynge of Englande and of Fraunce and lordes of Irlande, to al them that ſhal ſee or heare theſe letters greting. we haue certainly conceiued by the greuous complainte of the lordes, and comons of our realme in this preſent parlyamente aſſembled, that our profytes, rentes, and reuenues of our ſaid realme. &c. and ſo forth, as in the ſtatute nerte goyng before tyll theſe wordes.

That the iudgemente and opinion of the greatter partie haue force and holde place, and than thus, Commaundynge and chargeing all prelates, dukes erles, barons, ſtewarde, treaſorer, and controller, and all other officers

of

of our house, iustices of the one benche and of the other, & all our other iustices, barons & chãberlaynes of the escheker, sheriffes, escheatours, mayres, bayliffes, & all our other officers, ministers, & leege people, that they be attending, obedièt, counselling, & ayding as often & by the maner as our said cõseillers & officers shal do thẽ to weete on our behalfe. In witnes wherof we haue done to be made these our letters patẽtes. Dated vnder our great seale at westmynster the .xx. daye of Nouembre, the .x. yere of our reigne.

Where as our soueraigne lord the kyng perceyueth. &c. as in the same last statute in the .x. yere tyl the ende of the same statute, & than thus. And therupon the said Alisaunder, Robert, Wighel, Robert, & Nicholas & their said adherentes, seyng that their saide euyll gouernaũce shulde be preyued, and they by the same cause the lyghtlyer to be punysshed by good iustice to be done, & also their euill dedes & purposes before vsed to be disturbed by the said lordes assigned by cõmissyon, as afore, made, cõspired, & purposed diuers horrible treasons & euylles agaynst the kynge and the saide lordes so assygned, & agaynst all the other lordes and commons, which were assentyng to the makyng of the said ordinaunce and commission, in destruction of the kyng his regaly & al his realme: wherupon Thomas duke of Gloucestre the kynges vncle, & sonne to king Edward, whom god assoyle, Richard erle of Arundell, and Thomas erle of Warwyke, perceyuyng the euyl purposes of the said traitours, dyd assemble thẽ in forcible maner for the sauf garde of their persons, to shewe and declare the said treasons and euyl purposes, & therof to set remedy, as god wold and came to the kinges presence, affirming against the said .v. traitours appealed of highe treason by them done to the king and to his realme, vpon which appeale the kyng our soueraine lord adiourned the said parties tyl this present parliamẽt, and dyd take them in his sauf protection, as in the recorde made vpon the same appele fully appereth. And afterward in great rebellion, & against the said protection, the saide traitours with their said adherentes and other aforesaid, cõtinuyng their euyl purpose, some of them assembled a great power to haue destroied the said duke & erles appellauntes, and other the kynges lauful liege people, & to accomplisshe their treasons and euyl purposes aforsaid. Wherupon the said duke of Gloucestre, Henry erle of Derby, the said erles of Arundel and Warwyke, & Thomas erle Marshal, seynge the open distruction of the king and of al his realme, if the said euyll purposed traitours and their adherentes were not disturbed, which myghte not otherwise haue bene done but with stronge hande, for the weale and saufgarde of the kynge our soueraigne lorde, and of all his realme, dyd assemble them forcybly, and rode and pursued tyll they had disturbed the said power, gathered by the said traitours & their adherentes aforesaid, which .v. traitours be attainte in this present parlyament of the treasons and euyls aforesaid at the suyte and appeale of the said duke of Gloucestre, erles of Darby, Arundel, Warwyke, and Mareshall: That

protectiõ

it wolde please our redouted souereigne lord the kyng to accepte, approue and affirme in this present parliament, all that was done in the last parliament, as afore, and as muche as hath bene done syns the sayde last parliament by force of the statute ordinaunce or commission aforesaide, and also all that the saide duke of Gloucester, erle of Arundell and Warwyke dyd, and all that the same duke and erles and the saide erles of Darby & Marshall or any of them dyd, or any other of theyr company, or of theyr ayde, or of theyr adherentes, or of any of them, or touchynge the assembles, tydynges, appeales, and pursuytes aforsaid, as a thynge made to the honour of God, saluacion of the kynge, maintenaunce of his crowne, and also of the saluation of all his realme: and also to ordeyne and stablysshe, that the saide duke of Gloucestre, erles of Darby, Arundell, Warwyke, and Marshall, nor none of them, nor none of suche as haue bene of theyr retynue or company, force, ayde, or councell, or of any of them, in the thynges afore said, nor none other person for any thynge aforesaid, shal be impeched, molested, or greued, at the suyte of the kyng nor of the partie, nor in other maner by cause of any assemble, tydynge, bratynge, leuyenge of penons, or of baners, discomfeture, deth of a man, imprysonement of any persone, takynge, ledynge awaye, or detenue of horses or of other bestes, takyng or caryenge of goodes, harnes, armoure, catals, and other mouable goodes, bremmynge of houses, or of other possessions or goodes, assaute, baterye, roberyes, theftes, compynge or caryenge with force and armes, or armed in the kynges presence at the parlyament or councell or els where, resynge of people, or ecrityng the people to ryse forcibly against the peace by letters, commissions, or any other dedes, or of any other thynge that maye be surmised by them, or any of them, or ought or purposed to haue bene done frō the begynnyng of the worlde touchynge any of the saide maters before the ende of this present parlyamente by any ymagination, interpretation, or other colour, but shalbe quyte & discharged for euer, except that the kynge be answered of all the goodes & catals that were to them, which be accounted in this present parlyament, or to any of them, and whiche goodes and thinges were taken by any person the first daye of January last past or after hetherto. We consyderyng the mater of the said peticion to be true, and at the request of our said cōmons in this partie, to be to the honour of god and profit of vs and our realme, of the assente of the prelates, dukes, erles, barons, and all other of this present parliament do graunte the requeste of the saide commons in all pointes after the fourme of theyr saide peticion. And moreouer of the assent aforsaid we wyll and graunt for the great quietenes of our said realme, though that the said duke or erles appellauntes or any other of theyr company, retinue, force, ayde, councell, or adherence or any of them haue taken, led awaye, or witholden any of our iustices or any other our mynysters, in disturbaunce of execucion of the lawe of our realme of England, or in other maner, or that they haue taken any maner person traitoure to vs or to our realme or other person, and the same haue voluntarily suffred to go at large or escape beyonde the sea from the. xiij.

daye of

daye of Nouembre last paste, tyll the ende of this present parliament, that they nor none of them be for this cause impeached, molested, nor greued by any maner waye at the suyt of vs, our heyres nor none other party, but therof they shall be quyte and discharged for euer, nor that they nor any of them be in any wyse molested, greued nor impeached at the suyt of vs, our heyres, nor of other partie for any thyng done at any tyme for to atteyne to their purpose against the saide appeales or any of the, or against any other person for this cause, nor for other thynge or dede to affirme the same purposes tyll the ende of this present parliament, but therof shall be quyte and discharged for euer.

Moreouer we haue receyued an other petition delyuered to vs in this present parlyament by the same comons in the fourme folowynge. Cap. ii.

Item that no persone, that hath ben about the kinges person, nor none other pson, shalbe impeached, molested, nor grieued by appeale, accusemēt, or in othe maner, bycause of euyll gouernaūce or euyll counsell aboute the kynges pson in any tyme before the ende of this present parliament, or by cause of any other thyng than hath ben declared in this present parliament for treason or mispryson, except those that be atteinted or iudged in this present parliament. and excepte John Kypon clerke, Henry Bowete clerke, Willyam Wonkton clerke, John Lācaster knyght, Henry Feters knight, Richarde Clyfforde clerke, Richarde Metforde clerke, John Lyncolne of Grymesby clerke, Nicholas Slake clerke, John Holcotes Esquyar, Nicholas Southwell, James Lustrake, Henry Clarke of Clakstede, Symkyn of Shyrynghā, John Fitzmartin clarke, willyam Chesterton person of Ratleseden, fryer Richard Roughton of the order of fryers mynours, and Thomas his brother, and all they that be beyonde the sea with the other traitours, and all other that wyll go to them hereafter. Item that none, which hath ben of the retinue, company, force, ayde, councel, assent, or adherente of them that be atteinted or iudged in this present parliament, or of any of them (excepte those before excepted) be impeached, molested nor grieued at the suyte of the king nor other partie, nor in other maner, bycause of any assemble, rydynge, beatynge, leuynge of penons or of baners, discomfiture, deth of a man imprisonement of any person, takyng ledyng awaye, or with holdyng of horses or other beastes, takyng or caryenge of goodes, harneys, armour, catals or other mouables, brennynges of houses or of other possessions or of any goodes, assaut, baterie, robberyes, thefte, compynge and caryenge with force and armes, or armed in the kynges presence at the parliament, councelles, or els where, reysyng of people, or ecitynge the people to ryse forcibly and agaynste the peace, by letters commissions or other dedes agaynst the entent or pursuite of the said duke of Glouceſtre, erles of Darby, Arundell, Warwyke and Marshall, whiche intent and pursuit be declared by theyr appeale in this present parlyamēt, or of any other thing that may be surmised that they or any of them ought to haue done or purposed to haue done from the begynnyng of the worlde, touchynge any of the matters against the intent and pursuyte aforsaid de-

Petit. ii.

clared in the said appeale. Whiche petition of the assent aforesayd we haue graunted in all poyntes, and therof we wyll and graunt full pardon & remission to them and euery of them, to whom it pertayneth, according to the continue of the same petition.

Cap. iii. ¶ Also we haue receyued two other petitions deliuered to vs in the same parlyament by the same commons in the fourme following.

Petit. iii. Item that the appeales, pursuytes, accusementes, proces, iudgementes, and executions made & gyuen in this present parliament be approued, affirmed, and stablysshed as a thynge duely made, for the weale and profite of the kynge our soueraigne lorde, and of all the realme, not withstanding that the lordes spirituall & their procuratours dyd absent them out of the parlyament at the tyme of the sayde iudgementes gyuen, for honestie and saluacion of theyr estate, as is contayned in a protestacion by the same lordes spirituall and procuratours deliuered in this present parliamẽt. And that by ymaginacion, interpretacion, or any other motion, none of the same be reuersed, broken, or adnulled in any maner. And who so euer that make pursuyte to breake, adnull, or reuerse any of the saide pointes, whiche pursuyte is of record, he shal be iudged and haue execucion as a traitour and enemye of the kyng & his realme. Prouided always, that this acceptaũce, approbacion, affirmaũce and stablysshement touchyng the assembles, appeales, pursuytes, accusementes, proces, iudgementes & executions aforesaid, haue and hold force and vertue in this cases so fallen and happened or declared only, and that they be not drawen in example nor in consequencie in tyme to come, nor that the saide commission made at the laste parlyamẽt, be drawen in exãple nor consequency hereafter, but as much as is done touchyng the said matters shal stand fermely for the tune that is past, syns that they were so profitable to the kyng and sustynance & maintenaunce of his crowne, and saluacion of all the realme, and made of so great necessitie. And thoughe that diuers poyntes be declared for treason in this present parlyamẽt, other than were declared by statute before, that no iustice haue power to gyue iugement of other case of treason, nor in other maner, than they had before the begynnyng of this parlyament.

Petit. iiii. ¶ Itẽ that none of the traitours attainted by the appeale aforesaid, or accusementes of the cõmons, which be yet in lyfe, shalbe reconsyled nor restored to the lawe by pardon nor in other maner, sauyng the grace and pardõ whiche is made in this present parlyament, and if any do pursue to reconsyle them, or to make them to haue pardõ, or to restore them to the common lawe in any maner, and the same be duely and openly by record proued, he shall be iudged and haue execucion as a traitour, and enemye of the kynge and of the realme: and if any charter of pardon, or lycence to repayre in to England, or other graunt be made to the saide traitours or any of them to be restored to the common lawe, or to abyde in Englande, or in other place than is lymit to them in this present parliament, that all such charters and grauntes be voyde and of no valour. And if any of the said traitours come agayne, or holde hym in England, or els where within the power and seignourie

nourte of the kyng or any of his lieges by any way, or if any of the said trai-
tours, which be lympt to abyde in certayn places be founde out or passe the
place to him lympt, as afore is saide, it shall be done of hym as of a traitour
and enemy of the kyng and of the realme. Which petitions we of the assent
aforesaid haue graũted in all pointes, and we wyll that the same ourgraũt
shall stande ferme and stable accordyng to the continue of the same petti-
tions without bleamyshe for euer.

Ca. iiii.

¶ Item it is ordeined and stablished, that in the ryght of the same forfei-
tures of those that be iudged in this present parliament before the .xx. daye
of this present moneth of Marche, that the kyng haue the forfeyture of all
the castels, seignouries, reuercions, landes, tenementes, fees, aduowsons,
fraunchises, liberties and all other possessions, whiche were to Mylaunder
late archebyshop of Yorke, Robert de Uere late duke of Irlande, Mi-
chel de la Pole late erle of Saffolke, Robert Tresylian knyght, Nicholas
Brembre knyghte, John Blake, and Thomas Uske, or to any of them the
firste daye of the last parlyament, which was the firste day of Octobre, the
.x. yere of the kynge that nowe is, or after hytherto, and which any other
had of the gyft, graunt or feffement of the said archbyshop of Yorke, duke
of Irlande, erle of Suffolke, Roberte Tresylyan, Nycholas Brembre,
John Blake, and Thomas Uske, or of any of them, or of the gyfte graunt
or feffemẽt of any other by bargayn or in other maner to the vse of the same
archebyshop of Yorke, duke of Irlande, erle of Suffolke, Robert Tre-
sylyan, Nycholas Brembre, John Blake, and Thomas Uske, or of any of
them, the said firste day of the laste parlyament or afterwarde hytherto shal
be forfaite to the kynge. And that all the goodes and catals, which were to
the said archebyshoppe of Yorke duke of Irlande, erle of Suffolke, Ro-
bert Tresilyan, Nicholas Brembre, John Blake, and Thomas Uske, or
any of them, the .xviii. daye of Nouembre last past, or after hytherto, shall
be also forfeit to the kyng. And if any of the saide archebyshop, duke, erle,
Robert, Nicholas, John, and Thomas haue dimissed them of any of theyr
goodes and catals by colour of any feyned gyfte or sale, or payment of det
not due, or in other maner by fraude or collusion, after the said firste day of
the last parliament tyll the said .xx. day of Marche, suche goodes and cat-
tals shalbe forfeit to the kynge. And also that all the landes, tenemẽtes, re-
uercions, fees aduowsons, fraunchises, liberties, and all other possessions,
which were to R. Belknap, John Holt, John Cray, and Willyam Burgh
knyghtes, or to any of them the firste day of August last past or after hither
vnto, and which any other had of the gyft, graunt or feffement of the saide
Robert Belknap, John Holt, John Cray, and Willyam Burgh, or of any
of them, or of the gyft, graunt, or feoffement of any other by bargayne or in
other maner to the vse of the same Robert Belknap, John Holte, John
Cray, and Willyam Burgh or of any of them, the saide daye of Auguste,
or after hithervnto, shalbe forfeit to the kyng. And that all the goodes and
catals which were to the said Robert Belknap, John Holt, John Craye,
and Willyam Burghe, or to any of them the .vi. day of the sayd moneth of

Forfei-
ture.

Marche

Marche, on which day they were iudged, or afterward hyther vnto, shal be also forfeyt to the kynge. And if any of the saide Robert Belknap, John Holt, John Cray, and William Burgh haue dimissed them of any of their goodes and catals, by colour of any feyned gyfte or sale, or payment of any det not due, or in other maner by fraude or collusion after the said first day of August tyll the sayd. vi. day of Marche, such goodes and catals shalbe forfaite to the kynge. And also that all the landes and tenementes, reuercions, fees, auowsons, franchises, liberties and all other possessions, which were to Roger Fulthorp knyght, & John Lokton, or any of them, the. xxv. day of the saide moneth of Auguste or afterwarde hyther vnto, and whiche any other had of the gyft, graunt, or feffement of the said Roger Fulthorp, and John Lokton, or any of them, or of the gyft, graunt or feffemēt of any other by bargayn or in other maner to the vse of the same Roger & John, or of any of them, the said. xxv. day of Auguste or afterwarde hyther vnto, shalbe forfeyt to the kynge, and that all the goodes and catals, which were to the said Roger and John, or to any of them the. vi. day of the saide moneth of Marche, at whiche daye they were iudged, and afterwarde hyther vnto, shall be also forfeyt to the kynge. And if any of the saide Roger Fulthorp and John Lokton, haue them dimissed of any of their goodes and catals by colour of feyned gyft or sale, or payment of any det not due, or in other maner by fraude or collusion after the saide. xxv. daye of August tyl the said. vi. daye of Marche, suche goodes and catals shal be forfeyt to the kynge.

Cap. v. Forfeyture.

¶ Item it is ordeined and stablysshed, that the kinge shall haue the forfeiture of all the castels, seignouries, reuersions, landes, tenementes, fees, auowsons, fraunchises, liberties, and all other possessions, whiche were to T. bysshop of Chycester, Symon Burley knyght, John Beauchamp of Holt knyght, James Berners knyght, and John Salesbury knyght, also iudged in this parlyament, or whiche were to any of them, the saide fyrste daye of October, the saide. x. yere, or whiche any other hadde of their gift, graunt, or feffement, or of any of them, or of the gift, graunt, or feffement, of any other by bargaine, or in other maner to their vse, or to the vse of any of them the said firste daye of October, or after, tyl the daye that they were iudged in this parlyament, and that all the goodes and cattalles, whiche they or any of them had the. xvii. daye of Nouembre last paste or after, tyll the sayde daye of theyr iudgement, shall be also forfeyt to the kyng, and if any of them hath dimissed him of his goodes and cattals by colour of any feyned gyft or sale, or payment of det not due, or in other maner, by fraude or collusion, after the saide fyrste daye of October, the saide. x. yere, tyll the day that they were iudged in this present parlyament, they shalbe also forfeyt to the kynge, and if any rent charge be demaunded of the saide castels, seignouries, landes, and tenementes in demeane or reuercion so forfeyt, as afore is said, and the saide rent were graunted not to the intent to be payed by the grauntour effectually, nor after the purporte of the said graūt, that in suche case the said castels, seignouries, landes, and tenementes so forfeit,

shall be

shall be therof discharged, and suche graunt of no valour. And moreouer it is ordeined and stablished, that proclamacion shall be made in the countries, that euery person, that hath any of the goodes and catals so forfeit as afore is saide, or to whose handes suche goodes and catals shall come, that he within .vi. monethes after the proclamacion so made, shall come and certify the same to the kinges counsell, and if he do not, and be therof duly attainted, he shal be holden to answere to the kyng, and the same goodes and catals so concelled or the price of the same, and besydes that is muche as the same goodes and catals so cõcelled be worth, and he shall also haue one yeres imprisonement. Prouided always that if any of the saide persones adiudged, be or were seased or in possession of any castels, seignouries, landes, tenementes, reuercions, fees, aduowsons, fraunchises, liberties, or other possessions by fefferment, gyfte or graunt of any person to the vse and profitte of any other, than to the vse and profitte of the saide persones adiudged or of any of them, that suche castelles, landes, tenementes, reuercions, fees, aduowsons, fraunchises, liberties & any other possessions shall in no maner be forfeyte, nor that this ordinaunce or stablysshement of forfeiture shal extende to them. And moreouer it is ordeined & stablished, that the kynge shal haue al the saide forfeytures, as wel within fraunchises as without: Saueynge the right of the lordes of the saide fraunchises, if any right to them pertayne in this behalfe. And it is not the intent of the kyng, nor of the lordes and commons of the parliament, that by force of this statute the issues in tayle, or they in reuercion or in remaynder, or wemen in their heritage or toineture with their husbondes of gyftes, grauntes, and fefflementes made before the saide tyme limitte of forfeyture, shall be barred or forcloled of their right, whan their tyme shall come accordynge to the common lawe.

¶ Item that all maner of seignories, landes, tenementes, rentes, seruices, goodes, and possessions, and all maner catals forfeyt to the kyng, bycause of iudgementes gyuen against the persones adiudged in this parliament, and also al other landes and tenementes, eschetes, forfeitures, wardes, maryages, and other profittes which be or shall come in the kynges hande by any cause, shal abyde holly in the kynges hande, duryng the warres to acquyte his dettes, and in ayde to mayntayne his estate, and also in ease and supportacion of his poore commons of the realme, not withstandynge any warraunt or graunte made to any before this tyme, and that no great man nor smal in the kinges house, nor about the kinges persone, nor no other of what estate or condicion that he be, priuelye nor appertlye be so hardy to take of the kynges gyfte any of the saide seignouries, landes, tenementes, rentes, seruices, goodes, possessions, eschetes, forfeytures, wardes, maryages, castels or profittes, or any other profittes and reuenues, duryng the warres (as afore) vpon peine to forfeyt the double to the kyng, and repeale of the same thynge so demaunded, and to be raunsomed and imprisoned at the kinges will, except offices and bayliwykes, benefices & auauncementes of holy church. And except that that the king hath gyuen in this present

Cap. vi

Forfeytures.

parlia-

parliamente to that in the right of the forfeitures iudged in this present parliament, if any pretende to haue right or interest to the same, he shal sue to the counsel, in whom so ye deth, right shalbe done to hym: & that the kinges great officers, by aduise of other lordes of the counsel, shall haue power to sell parcell of the said forfeitures by their discretion, and that the gyft and graunte to be made vpon such sale shalbe firme & stably kept.

Ca. vii. Where as by a statute made at Yorke, the xx. yere of kyng Edwarde the iii. it was ordeyned and stablysshed, that all marchantes aliens and denyzens, and all other, what estate & condicion they be, which wyll bye or sel corne, wyne, alioy, de pays, fysh, fyshe, and all other victuales, wolle, clothes, wares, marchaundises & all other thynges vendable, fro whens soeuer they come by forreyns or by denyzens, to what place that it be, be it vnto, borough, towne, porte of the sea, feyre, market, or other place within the same realme, within fraunchise or without, may freely and without disturbance sell the same to whom please them, as well to forreyns as denyzens, except to the enemyes of the kynge and of this realme, and if parcase disturbance be done to any marchaunte alyen or denyzen or other, vpon the sale of suche thynges in vnto, borough, towne, porte of the sea, or other place, which hath a fraunchise, and the mayre, baylifes or other that haue the kepyng of the said fraunchise be requyred by the said marchantes or other therof to make remedy, & do not, and therof be attainted, the fraunchise shalbe taken into the kinges hand, and neuertheles he & other, which haue done this disturbance, shalbe holden to restore to the said marchaunte his double damages, which he hath sustayned by this occasion, and if such disturbance to suche marchaunte or to other in townes or places where no fraunchyse is, and the lordes, or he be present or hys baylyffe, constable or other warde of the said townes or places, in absence of the lordes therof requyred to do right, do not, & therfore be duely attainted they shall yelde to the plaintiffe his double damages, as afore is said, and the disturbours, in the one case & the other as well within fraunchises as without, if they be attainted shal haue imprisonment of one yere, and neuertheles be raunsomed at the kinges wyl. And that no alyen nor denyzen vpon the same peines, be disturbed, but that he may freely bye the thinges aboue named in the places afore saide, and cary the same where pleaseth hym to his owne vse, or to the kynge, the great men and of the people of the realme, except that the marchantes aliens shal bring no wynes out of the realme, as it is contened in their chartres, & that the said thinges be holden kept & parfourmed in euery cytie, borough, towne, porte of the sea, and other places within the sayde realme, notwithstanding any charter of fraūchise to them graunted to the contrary, nor vsage, custome, nor iudgement gyuen vpon theyr charters, vsages nor customes, which they may allege, which charters, vsages & customes (if any there be) the said kyng the graundfather, the prelates, erles, barons and great men and comens afore said holde of no force, as thinges graūted, vsed, & accustomed to the domage of the kyng, the prelates, erles, barons, and great men of his realme, and oppression of the commons. Saue kynge

Victuales.

Aliens. Denyzen.

Wynes.

Marchaūdise.

uyng alwaies to the kynge and to other, the customes due of the saide marchaundises. And also that the chaunceller, tresozer, and iustices assygned to holde the plees of the kyng in places where thei come, shal inquyze of suche disturbaunces and greuaunces, and doe punisshemente accozdyng as is bekoze ozdeined. And neuertheles the kynge shall do to be assigned by commission vnder the great seale, certaine people, where and whan it shall please hym to enquere of such disturbances and greuaunces, and doe punishmente, as afoze is saide. And after by a statute made the. xxv. yere of kyng Edward the. iiii. it was ozdeined and stablisshed, that the saide statute, made the saide ix. yere, in al pointes and articles conteined in the same, shuld be holden, kept and mainteined. And if any charter, letter patent, pzoclamacion oz commaundement vsage allowance oz iudgement were made to the contrary, the same shulde be vtterly repealed, auoided and holden foz none, And mozeouer that euery marchaunt oz other, of what condicion that he be, as wel alien as denizen whiche shal bzing wynes, flesh, and fisshe oz other vytayles, clothes, felles oz auoir de poys, oz any other wares and marchaundises, to the citee of London, oz to other cities, bozoughes, and good townes of Englande oz pozte of the sea, may frely and without chalenge oz impechement of any, sell in grosse oz at retaile oz by percels at his wyll, to all maner people that wyll bye the same, notwithstanding any graunt, fraunchyse, oz custome vsed, oz any other maner thyng done to the contrary, syns that suche fraunchises, and vsages be in comon pzeiudice of the kyng and of all his people. And that no mayze, bailiffe, catchepol, minister oz other shall meddle of the sale of any maner of vytayles vendable, caried oz bzought to cities, bozoughes, noz other townes noz fayze, noz market, but onely he to whom the vytayles shall be. And also that pzoclamacion be therof made of newe in all the counties of Englande, and in the citee of London, and in all other cities, bozoughes and good townes and pozles of the sea, and els where within the realme of Englande, where it shalbe neqeful. And ꝑ the said kyng the graundfather shal therupon do to be assigned his iustices at all tymes that shall please him and shall be necessary to enquyze of all them that shall sell oz any thynge do to the contrary, and to punisshe them accozdinge to the peine conteined in the same statute, made the said. ix. yere. And that euery man that wyll sue agaynste any, shall haue a wzytte of the chauncerye to attache hym by his bodie, as a disturbour of the comon pzofite, and to make him come to answere therof in the kynges courte. as by the same statutes playnely appereth: Our soueraygne lozde the kynge seynge clerely that the said statutes, if they were holden and fully executed, should muche extende to the pzofite and weale of al the realme hath ozdeined and stablisshed by assent of the pzelates, dukes, erles, barons, great men, nobles and commons in this pzesent parlyament assembled, that the said statutes shalbe from henseforthe fermely holden, kepte, mainteined and fully executed in all the pointes and artycles of the same, notwithstandynge any ozdinaunce, statute, charter, letters patentes, fraunchyse, pzoclamacion, commaundement, vsage, alowaunce, oz iudgement made oz vsed to the contrary. And that if any statute ozdinaunce, charter, letters patentes,

London.

fraun

fraunchiſe, proclamacion, commaundement, vſage, alowance or iudgement be made or vſed to the contrary, it ſhal be vtterly repealed, auoided, and holden for none.

Cap.viii. ¶Item it is ordeined and ſtabliſſhed that all the annuities and other thinges geuen or graunted by our ſoueraine lorde the kinge, or by his father, or graundfather to any maner perſons with the clauſe: Quouſq; pro ſtatu ſuo aliter duxerimus ordinandum, ſhalbe wholly voide and of no force, if the ſame perſons haue accepted, afterwarde any other thinges of the kyng and of his ſaid father or graundfather.

Cap.ix. ¶Item that no impoſicion nor charge be put vppon wolles, lether, or wolfelles other then the cuſtome and ſubſidie graunted to the kynge in this preſent parlyament, and if any be, the ſame ſhall be repealed and adnulled as it

Impoſicions. was an other tyme ordeined by ſtatute, ſauing alwaies to the kynge his auncient right.

Cap. x. ¶Item it is ordeined and ſtabliſſhed, that neither letters of the ſignet nor of the kynges ſecrete ſeale ſhalbe from henſforth ſent in domage or preiudice of the realme nor in diſturbaunce of the lawe.

Cap.xi. ¶Item where as late in a ſtatute made at weſtminſter the. bi. yere of the kynges reigne that nowe is, amonges other thinges it was ordeined and accorded that the iuſtices aſſigned and to be aſſigned to take aſſyſes and deliuer iayles ſhoulde holde their ſeſſions in the chiefe and principall townes of euery countie, that is to ſaie, where the ſhyre courtes of the ſame counties is or hereafter ſhalbe holden: Our ſoueraine lorde the kyng conſidering how the ſaide ſtatute is in parte preiudiciall and greuous to the people of diuers counties of Englande, wyll and graunt of the aſſent aforeſaid, at the requeſt of the ſaid comons, that the chauncellour of England for the tyme being ſhal haue power therof to make remedy by aduiſe of the iuſtices from time to time when nede ſhalbe notwithſtanding the ſaid ſtatutes.

¶Here begynneth the ſtatutes made at Caunterbury the. vii. yere of kynge Rycharde the ſeconde.

FOr the common profite and vniuerſall weale of all the realme of Englande our ſoueraine lorde the kynge at his parlyament holden at Canterbury the morow after the natiuitie of our Lady the xii. yere of his reigne, of the aſſente by the lordes and commons there aſſembled, hath made certaine ſtatutes and ordinances in the fourme folowyng.

Cap.i. FIrſte it is accorded and aſſented that holy churche haue all her lyberties and fraunchiſes. And that the great charter and the charter of the foreſt and all other ſtatutes ond ordinaunces made in tymes paſt and not repealed ſhalbe duely holden and firmely kepte.

Cap.ii. ¶Item it is accorded that the chauncellor, treaſorer, keper of the priuy ſeale ſtewarde of the kynges houſe, the kynges chaumberlaine, clerke of the rolles the iuſtices of the one benche and of the other, barons of the eſchequer, and al other that ſhalbe called to ordeine, name or make iuſtices of peace, ſhyrriffes,

Clerke of the rolles.

eſche-

eschetours, customers, controllers, or any other officer or minister of the kyng shalbe firmely sworne, that thei shall not ordeine, name, nor make iustices of peace, shiriffe, eschetour, customer, controller nor other officer nor minister of the kynge for any gifte or bzocage, fauour or affection, nor that none, which pursueth by him or by other priuily or appertely to be in any maner office, shall be put in the same office, or in any other, but that thei make al such officers and ministers of the beste, and moste laufull men and sufficient to their estimacion and knowlage. Oth. Ambicion.

¶Item it is accorded and assented, that all the statutes of artificers, laborers, seruauntes and vitailers, made as well in the tyme of our soueraine lorde the kynge that nowe is, as in the tyme of his noble graundefather (whom god assoile) not repealed, shalbe firmely holden and kepte, and duely executed. And that the saide artificers, laborers, seruauntes and vitailers be duely iustifyed by the iustices of peace as well at the suite of the kynge as of the partie, accordinge as the said statutes requyre. And that the mayres bailyffes and stewardes of lordes, and constables of townes, doe duely their offices touchinge such artificers, seruauntes, labourers and vitailers. Cap. iii. Artificers. Iustice of peace. Mayres. Constables. Stockes. Laborers.

And that a payre of stockes bee in euery towne to iustifie the same seruauntes and labourers as is ordeined in the saide statutes. And moreouer it is ordeined and assented, that no seruaunt nor laborer be he man or woman, shall departe at the ende of his terme out of the hundred, rape, or wapentake where he is dwellinge, to serue or dwell els where, or by colour to goe from thense in pilgrymage, oneles he bringe a letter patente conteinynge the cause of his goinge, and the tyme of his tenure, if he oughte to retourne, vnder the kynges seale, which for this intent shall be assigned and delyuered to the keepynge of some good man of the hundrede, rape, wapentake, cytee, or borroughe after the discrecion of the iustices of peace to bee kepte, and laufully to make such letters whan it nedeth, and not in any other maner, by his owne othe. And that aboute the same seale shall bee writen the name of the countie and ouerthwarte the saide seale, the name of the hundred, rape, or wapentake, citie, or borroughe. And also if any seruaunt or laborer be founde in any citee or borough or els where cummynge from any place, wandrynge without such letter he shall be maintenaunte taken by the saide maires, bailiffes, stewardes or constables, and put in the stockes, and kepte tyll he hath founde suertie to returne to his seruice, or to serue or labour in the town from whence he came, tyll he haue suche letter to departe for a reasonable cause. And it is to be remembred, that a seruaunt or laborer may freely departe out of his seruice at the ende of his terme, & to serue in an other place so that he be in a certenty with whom, and shal haue such a letter as afore, but the mening of this ordinaunce is not, that any seruantes, whiche ryde or goe in the busynes of their lordes or maisters, shall bee comprised within the same ordinaunce for the tyme of the same busynesse. And if any here suche letter, whiche maie be founde forged or false he shal haue imprisonment of. xl. daies for the falsitee and further tyl he hath found suertie to returne or serue to labour as afore is saide. And that none receiue seruaunte or laborer goinge out of theyr Letter. Seale.

hundred

hundred, rape, or wapentake, citee or borough without letter testimoniall, nowith letter testimoniall aboue one night, excepte it be for cause of sickenes or other cause reasonable, or whiche wyll and maie serue and labour there by the same testimoniall, vpon a peine to be lymit by the iustices of peace. And that as well artificers and people of mistery, as seruauntes and apprentises, whiche bee of no great auoyr, and of whiche crafte or misterie, a man hath no great nede in harueste tyme, shall be compelled to serue in harueste, to cut gather, and bringe in the corne. And that these statutes bee duely executed by mayres, bailiffes, stewardes and constables of townes, vppon peine lymitte and iudged by the saide iustices of peace in their sessions. And that no man take aboue a penny for the makynge, sealynge, and delyuerynge of suche letter.

Baylliffes. Stewardes.

Cap. iiii. ¶Item because that seruauntes and laborers wyll not, nor by a longe season, wold serue and labour without outrageous and excessiue hier, and much more then hath bene geuen to such seruauntes and labozers in any tyme past so that for scarcitee of the saide seruantes and labourers, the husbandes and lande tenauntes may not paie their rentes, nor vnnethes lyue vppon their landes, to the great damage and losse as wel of the lordes as al the comons: Also because that the hyars of the saide seruauntes and labourers haue not bene put in certaintie before this tyme, It is accorded and assented that the baylyffe for husbandrie shall take by yere. xiii. s. iiii. d. and his clothinge ones by yere at the moste. The maister hyne. x. s. the carter. x. s. the shepeherde. x. s. the oxeherde. vi. s. viii. d. the cowherde. vi. s. viii. d. the swyneherde. vi. s. a woman laborer. vi. s. a deie. vi. s. a dryuer of the plough. vii. s. at the moste. And euery other laborer and seruaunte according to the degre, and lesse in the countrey where lesse was wonte to be geuen without clothing curtesie or other rewarde by couenaunte. And that no seruaunte of artificer nor bytailer within citee, borough, nor other towne shall take more than the seruauntes and labourers aboue named after their estate, without besture, curthesie or other rewarde by couenaunt as afore is saide, and if any geue or take by couenaunte more then is aboue specified, at the fyrste tyme that thei shall be therof atteinted, as wel the geuers as the takers shal pay the valour of the excesse so geuen or taken, and at the seconde tyme of their atteinder the double valour of suche excesse, and at the thirde tyme the treble valour of such excesse, and if the taker so atteinted haue nothing wherof to paie the said excesse, he shall haue. xl. daies imprisonment.

Seruaunte.

Cap. v. ¶Item it is ordeined and assented that he or she, whiche vse to labour at the ploughe, and carte, or other labour or seruice of husbandry, till thei be of the age of. xii. yeres, that from thensforth thei shall abyde the same labour, without being put to any misterie or handecrafte. And if any couenaunte or bonde of apprentice be from henceforth made to the contrary, the same shal be holden for none.

Seruaunt of husbandry.

Cap. vi. ¶Item it is accorded and assented that no seruaunt of husbandry or laborer nor seruaunte or artificer nor of bitailer shal from henceforth bere any buckler, swerde, nor dagger vpon forfeiture of the same, but in the tyme of warre

for

for defence of the realme of Englande, and that by the Surueighing of the arreyers for the tyme beyng, or trauailyng by the countrey with their maister, or in their maisters message, but suche seruauntes and labourers, shal haue bowes and arrowes, and vse the same the Sondaies and holidaies, and leaue all playyng at tenice or football, and other games called cotes, Dice, casting of the Stone, Kailes, and other suche importune games. And that the Sherriffes, Maiors, Bailiffes and Conestables, shall haue power to arrest, and shall arrest all doers against this Statute, and sease the saied boklars, sweardes and daggers, and kepe theim till the sessions of the Justices of peace, and the same present before the same Justices in their sessiõs togither with the names of theim that did beare the same. And it is not the kinges minde, that any preiudice be doen to the fraunchises of lordes, touchyng the forfeitures due to them.

Bowes. Arrowes. Tenis plaie. Foote balle. Sweardes. Daggers.

¶ Item it is accorded and assented, that of euery persone that goeth begging, and is able to serue or labour, it shalbe doen of him, as of him that departeth out of the Hundred, and other places aforesaied, without letter, testimonial, as afore is saied, except people of Religion and Heremites, hauing letters testimoniall of their ordinaries, and that the beggers impotẽt to serue, shall abide in the cities and tounes, where thei bee dwelling at the time of the proclamacion of this statute, and if the people of Cities or tounes, will not, or maie not suffice to finde theim: that then the saied beggers shall drawe them to other tounes within the Hundredes, Rape, or Wapentake, or to the tounes where thei were borne, within .xl. daies after the proclamacion made, and there shall continually abide, duryng their liues, and that of all them that go in pilgrimage as beggars, and be able to trauaile, it shall be doen as of the saied seruauntes and labourers, if thei haue no letters testimoniall of their pilgrimage, vnder the saied seales. And that the scolers of the Vniuersities that go so begging, haue letters testimoniall of their Chaunceler, vpon the same pein.

Cap. viij. Beggers. Pilgrimage. Scholers.

¶ Item it is ordeined and assented, that thei that feine theimself men trauaile out of the realme, and there be imprisoned, shall bring letters testimoniall, of the capitaines where thei were abidyng, or of the Maiors or Bailiffes where thei arriued. And the same Maiors and Bailiffes, shall enquire of suche people, wher and with whom thei haue dwelled, and in what place their dwelling is in Englande. And that the same Maiors and Bailiffes, make them letters Patentes, vnder the seale of their office, testifiyng the daie of their arriuall, and also witnessyng where thei haue been, as thei haue saied. And that the saied Maiors and Bailiffes, cause them to sweare, that thei shall holde their right waie towardes their countrey, except that thei haue Letters Patentes vnder the Kinges greate seale, to doo otherwise. And if any suche trauailed man bee founde without suche letter, as afore is saied, it shalbe doen of him, as of the saied seruauntes and labourers and also this ordinaunce shalbe entended of menne trauailed, that go begging through the countrey, after their arriuall.

Cap. viij. Letters testimoniall. Maiors. Bailiffes. Trauailed menne.

¶ Item it is ordeined and assented, that the ordinaunces aforesaied of ser-

Cap. ix.

Seruauntes. Sherifes. Maiors. Bailifes. Kepers of Jailes.

nauntes and labourers, beggars and vagabondes, shall holde place, and be executed as well in Cities and Boroughes, as in other tounes and places, within the realme, as wel within the fraunchises, as without, and that the Sherifes, Maiors, Bailifes, and kepers of the Jailes, shalbe holden and charged, to receiue the saied seruauntes labourers, beggars, vacabondes, and to kepe them in prison, in the fourme aforesaied, without letting to mainprise, or in baile, and without fee or any other thing, taking of theim by themself, or by any other, as long as thei be so imprisoned, or at their entrie, or at their goyng further, vpon pein to pate an hundred shillinges to our soueraigne lorde the king.

Cap. x. Commission Justices of peace.

¶ Item it is ordeined and agreed, that in euery Commission of the Justices of peace, there shalbee assigned but fiue Justices, with the Justices of Assises, and that the saied fiue Justices, shall holde their Sessions in euery quarter of the yere at the least, and by thre dates if nede be, vpon peine to be punished after the aduise of the kinges counsaile, at the suite of euery man that will complain: and thei shall enquire diligently emong other thinges, touchyng their offices, if the saied Maiors, Bailifes, Stewardes, Constables and Jailers, haue duely dooen execucion of the saied ordinaunces, of seruauntes and labourers, beggars and vagabondes, and shal punishe theim that bee punishable, by the saied pein of an hundred shillynges by the same peine, and thei that bee founde in defaute, and which be not punishe-able by the same pein, shall be punished by their discrecion. And euery of the saied Justices shall take for their wages fower shillynges the date, for the time of their saied sessions, and their clerke two shillynges of the fines and amerciamentes, risyng and coming of the same sessions, by the handes of the sherifes. And that the Lordes of fraunchises, shall be contributorie to the saied wages, after the rate of their parte of fines and amerciamentes aforesaied. And that no stewarde of any lorde be assigned, in any of the saied commissions. And that no association shall be made to the Justices of the peace after their first commission. And it is not the entente of this statute, that the Justices of the one Benche, or of the other, nor the Seriauntes of the law in case that thei shall be named in the saied commissions, shall be bounde by force of this statute, to holde the saied Sessions fower times in the yere, as the other commissioners, the whiche bee continually dwelling in the countrey, but that thei shall doe it, when thei maie best attende it.

Sherife. Lordes of fraunchises. Stewarde. Association. Justices of the one benche and the other. Seriauntes at lawe.

Cap. xi. False newes. Messages.

¶ Item where as it is ordeined, as well in the statute of Westminster primer, as in the statute made at Glocester, the second yere of the reigne of our soueraigne lorde the king that now is, that none be so hardy to muent, to saie or to tell any false newes, messages, or suche other false thinges, of the prelates, dukes, erles, barons, other nobles and great men of the realme, and also the chauncelour, the treasorer, clerke of the priue seale, the stewarde of the kinges house, the Justice of the one Benche or of the other, and other greate officers of the realme, and he that doeth so, he shalbe taken and imprisoned, till he hath founde him, of whom the worde shall be moued. It is accorded and agreed in this parliament, that when any suche is taken and

imprisoned,

imprisoned, and maie not finde him, of whom worde shulde be maned, as before is sayd, that he be punished by the aduise of the counsell, notwithstanding the said statutes.

¶ Item in the ryght of the leuying of the expenses of the knyghtes comming to the parlyamentes for the commons of the countyes, it is accorded and assented, that the sayd leuying be made as it hath bene vsed before this tyme: Joynyng to the same, that yf any lorde or any other man spirituall or temporal, haue purchased any landes or tenementes or other possessions that were wonte to be contributory to such expenses before the tyme of the said purchase, that the sayd lands, tenementes, and possessions, and the tenementes of the same, be contributory to the sayd expenses, as the sayde landes tenementes and possessions were wont to do before the tyme of the same purchase. Cap. xii. Knyghtes of the Cyties. Expenses.

¶ Item for that that so muche doung and fylth of the yssues and intrayles as wel of bestes killed as of other corruptions be cast and put in diches ryuers and other waters, & also within many other places, within about and nigh vnto diuers cities, boroughes and townes of the realme and the suburbes of them, that the ayre there is greatly corrupt and infect, and many maladies and other intollerable diseases do dayly happen as well to the inhabytantes and also dwellers in the sayd cyties boroughes townes and suburbes, as to other thither repayring and passyng to the great annoyaunce domage and peryll of the inhabitantes dwellers repairers and passers aforesayde: It is accorded and assented that proclamacion be made as well in the citie of London as in other cities, boroughes & townes through the realme of Englande where it shalbe nedefull, as well within the franchises as without, that all they which doo cast and put anoyaunces, doung, yssues intrailes & other ordure in dyches ryuers waters & other places aforsayd, shal cause them vtterly to be removed, anoyed and caryed awaye betwixt this and the feast of saynt Mychell next insuyng after the end of this present parlyament, euery one vpon peyne to lose and to forfeite to our soueraigne lorde the kyng. xx.li. And that the Mayres and baylyffes of euery such citie, borough or towne, and also the baylyffes of the fraunchises shal compell the same to be done vpon lyke payne: and yf any fele hym self greued that it be not done in the maner aforesayd, and will theron complayne hym to the chaunceller after the said feast of sainct Mychell he shall haue a writte to make hym of whom he wyl so complayn to come in the chauncery there to shewe why the sayde peyne shulde not be leuied on hym. And moreouer proclamation shalbe made, as well in the citie of London as in other cyties, boroughes and towns as afore, that none of what condicion so euer he be, do to be set or throwen from henceforth any suche anoyances, filthes, donge intrayles nor none other ordure in the dyches ryuers waters and other places aforesaid: & if any do, he shalbe called by writ before the chancelar at his suite that wyll complayn, and if he be found gylty he shall be punyshed after the discretion of the chauncellour. Ca. xiii. Ordures cast into the dyches. Mayres. Baylyffes. Londyn. Chancellor.

¶ Item it is ordeined and assented, that the clothes of ray and coloured clo Ca. xiiii.

mes, to be made and wrought at Bristowe, and in thy counties therabout
halfe of the meture: an other tyme ordeined by a statute made at westmin
ster the .xlvi. yere of kyng Edwarde, graundfather to our souereigne lord
Clothes of the kyng that nowe is, that is to say, the clothes of ray of the leangth of
xxviii. yardes mealured by the lyst, and .v. quarters of breadth that the co-
lloured clothe be of .xxvi. yardes of length, mealured by the backe, and .vi.
quarters of breadth at the leaft, and that the half cloth, be it of ray and co-
lour, vpon the peyne conteyned in the same statute.

p. xlv. Item that no liege man of the kyng, of what estate or condition that he
be great or littell, shal passe ouer the sea nor send out of the realme of En-
gland, by licence nor without licence, without speciall leaue of the kynge
Prouision. hym selfe, to prouide or purchase for hym benefyce of holy church with cure
or without cure in the sayde realme: and yf any doo, and by vertue of suche
prouision accept by hym, or by any other any benefyce of the same realme,
that at that tyme the same prouysour shall be out of the kynges protection:
and the same benefyce voyde, so that it shall be lawfull to the patron of the
same benefice, as well spirituall as temporal, to present to the same an able
clerke at his pleasure.

Ca. xlvii. Item it is ordeyned and assented, that the staple be remoued from Win-
Staple. delbo[illegible]ough to Calays, so that it shal be at Calais the fyrst day of Decem-
bre next comming.

Here begynneth the statutes made at Westminster the .xiii.
yere of the reigne of kyng Richard the seconde.

[illegible] the parliament holden at westminster the monday next af-
ter the feast of saint Hilary the .xiii. yere of the reigne of kinge
Richard the seconde after the conquest, our sayd souereigne lorde
the kyng, to the honour of god and holy church, and for the com-
mon profyte of his liege people of his realme, of the assent of the prelates
and lordes temporall and commons beyng in the same parlyament, hath
ordeyned and stablyshed the thynges vnder written.

Quare Impedit. FIRST where as it ordeyned by a statute made the .xvi. yere of the
reygne of kyng Edwarde, the graundfather of our souerayne Lord the
kyng that nowe is, that at what tyme that the kyng shall make collation
Collation. or presentment to any benefyce in an others ryght, that the title vpon the
whyche he groundeth hym selfe be well examined that it be true, and at
what tyme before iudgement geuen the title be found by good informa-
tion vntrue and not iust, the collation or presentment shall be in nede repe-
led, and notwithstandyng the same statute some of the kynges presentees
by fauour of the ordinaryes be inducte and inuested in benefyces of holye
chirche without due proues the parties not warned nor called: and some
tyme taken by false enquestes fauourably, and the incumbentes in suche
manet put out. It is ordeyned and assented, that the sayde statutes be for-
mely holden and kepte. And moreouer our souereigne lorde the kyng at the
reuerence

reuerence of god and holy churche wyll and graunteth, that if the preſentee to any benefyce that is full of any incumbent, that the preſentee of the kyng ſhall not be receiued by the ordinary to ſuch benefyce, tyll the kyng hath recouered his preſentment by proces of the lawe in his owne courte, and yf any preſentee of the kyng be otherwyſe receyued, and the incumbent put out without due proceſſe, as afore is ſayde, the ſayde incumbent ſhall begyn his ſuite within a yere after the induction of the kynges preſentee at the leaſt. Preſentie. Ordinaris.

¶ Item bicauſe that the commons do make a greuous complaynt, that the courte of the conſtable and the marſhals hath incroched to hym and dayly doth encroche, contractes, couenauntes, treſpaſſes dettes and detinues and many other actions pledable at the comon law, in great preiudyce of our ſoueraigne lorde the kynge and of his courtes, and to the great greuaunce and oppreſſion of people: Our ſouerayne lorde the kyng therfore wyllyng to ordeyne a remedy againſt the preiudices and greuaunces afore ſayd, haue declared in this parlyament by the aduiſe and aſſent of the lordes ſpirituall and temporall, the power and iuriſdiction of the ſaid conſtable in the fourme that foloweth. To the conſtable it perteyneth to haue cognyſance of contractes touchyng dedes of armes and of warre out of the realme, and alſo of thynges that touche warre within the realme, which may not be determyned nor diſcuſſed by the comon lawe, nor other vſages and cuſtomes to the ſame matters perteynyng, whiche other conſtables heretofore haue duely and reaſonably vſed in their tyme. Joyning to the ſame, that euery plaintyfe ſhall declare playnly his matter in his petition afore that any man be ſente for to anſwere therunto. And yf any wyll complayne, that any plea be commenced before the conſtable and marſhal, that myght be tryed by the law of the lande, the ſame complainte ſhall haue a pryuy ſeale of the kynge without difficultie directe to the ſayd conſtable, and marſhall, to ſurceſſe in that plea, tyll it be diſcuſſed by the kynges counſell, yf that matter ought & of right perteyneth to that courte, or otherwyſe to be tryed by the common law of the realme of England, and alſo that they ſurceſſe in the meane tyme. Cap. ii. Conſtable. Marſhall. Pryuy ſeale.

¶ Item it is accorded and aſſented, that the court of the ſteward and marſhall of the kynges houſe, nor alſo the iuriſdiction of them, ſhal not paſſe the ſpace of xii. myles to be counted from the lodgyng of our ſayd ſouerayne lorde the kynge. Cap. iii. Court of the ſteward and Marſhall.

¶ Item at the requeſt of the ſayde comons it is ordeined and aſſented, that the clerke of the market of the kinges houſe, ſhal do his office well and duly. And that all falſe meaſures and weyghtes ſhall be burned after the forme of the ſtatute. And that the ſaide clarke take no common fine, but that euery perſon, which is founde in defaute touchynge the ſame office, be punyſhed accordyng to his deſeruynge, and that he ſhall not ryde but with .vi. horſes at the moſt, and that he ſhall not tary in no towne nor other place no lenger than the neceſſitie of his dede ſhall require, and yf he doo any thynge contrary to this ſtatute, and be therof duely conuicte, he ſhall paye to the Cap. iiii. Clerke of the market.

kyng at the fyrst tyme that he shall be so conuict, an. C. s. and at the second tyme. x. li. and at the thyrde tyme. xx. li.

Cap. v. Item forasmuche as a great and common clamour and complaynt hath bene oftentymes made before this tyme, and yet is, of that that the admyrals and their deputies hold their sessions within diuers places of this realme aswel within fraunchise as without, arrochyng to them greatter power then belongeth to theyr offyce in preiudice of our soueraigne lorde the kyng and the common lawe of the realme, and in great blemyshyng of diuers fraunchyses, and in distruction and impouerishyng of the common people. It is accorded and assented, that the admyrals and their deputies, do not meddle from henseforth of any thyng done within the realme, but onely of a thyng done vppon the sea, as it hath ben vsed in the tyme of the most myghty prince kyng Edwarde, graundfather of our soueraygne lord the kyng that nowe is.

Admyrall.

Cap. vi. Item at the greuous complaynt made by the comons of the kyng in this parliament of excessiue and outragious nombre of sergeantes of armes, and of many great extorcions and oppressions done by them to the people. Our soueraigne lorde the kyng therfore wyl that they shalbe al discharged and that of them and other there shall be taken of good and sufficient persons to the nombre of thyrty and no more frome henseforth. And moreouer the kyng defendeth that they meddle of any thyng that toucheth not theyr offyce. And that they do none extorcion nor oppression to the people vpon peyne to lose the office, and to make a fyne and ransome at the kinges pleasure, and full gree to the partie.

Seriaunt et armes.

Cap. vii. Item where as it is conteyned in the last statute made at Canturbury that no stewarde of any lorde, shall be assigned in the comission of the iustice of peace, neuertheles for certain causes shewed in this parliamẽt: It is accorded and assented, that iustices of peace shalbe made of new in al the counties of Englande, of the most sufficient knyghtes esquiers and gentylmen of the law of the sayd counties, not withstandyng the said statute. And that the sayd iustices be sworn to kepe and put in execution al the statutes and ordinaunces touchyng theyr offices.

Stewarde. Iustices of peace.

Cap. viii Item it is ordeyned and assented, that the statutes and ordinãces made in the last parliament, holden at Canturbury, aswell of seruantes labourers artificers and bitaylers as of all other thynges, except the exception in the next article before touchyng the iustices of peace, and also all other statutes and ordynances made before this tyme, and not repealed, shalbe fermly kepte and duely executed, but for as much as a man can not put the price of corne and other vitailes in certayn, it is accorded and assented, that the iustices of peace in euery countie in. ii. of theyr sessions to be holden betwixt the feast of Easter and saint Michel, shal make proclamation by theyr discrecion after the derth of vitailes, howe much euery mason carpenter, tylar and other crafty men woorkmen and labourers by the day, aswel in harvest as in other tymes of the yere, after their degre, shal take the day with meate & drinke, or without meate & drinke, betwene the two sessions before

Corne. Victayles. Iustices of peace.

sayd

sayde, notwithstanding the statutes therof heretofore made: and that euery man obey to suche proclamations from tyme to tyme as a thynge done by statute. And in the ryght of vitaillers it is accorded, that they shal haue reasonable gaynes, after the discrecion and limptacion of the said iustices, and no more, vppon peine to be grieuously punisshed after the discrecion of the sayde iustices where no peyne is lymitted in certeyne before this tyme of the sayde vitaylers. And that sheriffes, stewardes of lordes, of fraunchises, mayres and baillifes, and al other that haue assise of bread and ale to kepe, for the correction of the same, shall take no amerciament nor fyne of ns defaut touching the assyse, for the which a man or a woman by the law ought to haue bodyly penaunce, accordynge as it is an other tyme ordeygned by statute, but they shall iudge them to the same bodyly penaunce as the defaute requyreth and shall do due execucion therof. And that maires baylyes and stewardes of franchise, and all other that haue the order and surueyng of vytailes in cyties, boroughes, marchaunt townes and els where, where vitailes be solde in the realme, shall put the statute, made the .xxb. yere of the reigne of kyng Edwarde, graundfather to our souereigne lorde the kyng that now is, whiche beginneth, Because a great parte of the people, touching the estate of vitaylers and hostelers, and other sellers of vytayles in due execution. And that no hosteler make horsebreade in his hostrie nor without, but bakers shall make it, and the assyse therof shall be kepte, and that the weighte be reasonable after the pryce of the corne in the markette, and that the same hostelers shall sell hey and otes after a reasonable pryce, so that thei take not but one halfpeny ouer the comon pryce in the market. Hostelers. Horsebreade.

¶ Item it is ordeined and accorded, that one measure and one weighte be throughout all the realme of Englande, as in the great charter and all other good statutes and ordinaunces therof made is more playnely conteyned. And euery man that shalbe conuicte that he hath or vseth any other mesure or weighte shall haue ymprysonment of halfe a yere, and make gree to the partie greued to the double of his losse, excepte it be in the countie of Lancaster, because that in that countie it hath alwaies ben vsed to haue greter measure than in any other partie of the realme. And that none bye nor sell wolle at no more weighte then at .xiiii. pounde the stone, vpon peine to pay the double to him that feleth him greued, and to make fine and raunsom to the kynge after the quantitie of the trespas. And that no denyzen nor forein make none other refuse of wolles but cot, gare, and vylleyne. And that no marchaunt nor other man bye his wolles by these wordes, good packyng nor lyke wordes, vpon peyne, that is to say, the broker to haue imprisonment of halfe a yere, and the byar to make a fyne to the king after the quantite of the trespas, and the party that feleth him greued shal haue double damages of that that he hath suffered by the said occasion. And that none shal make wolles to be cocketted but in the name of hym to whom the woolles be vpon peyne of forfeyture of the same, as it hath ben an other tyme ordeyned by statute. Ca. ix. Measure. Weyghts. Wolles. Good packyng.

Cap. x. Cloth. Cogware. Kendal cloth

¶ Item although it be ordeined by diuers statutes, that all maner clothes of fray and of colour, shal be of a certain length and breede compziled within the same statutes, neuertheles for as much as it hath ben a comon custome to make certaine clothes in diuers counties of Englande, called cogware and kendall cloth, of the breade of three quarters of a yerde, wherof some be of the pryce of. xi. d. and some of. v. s, and solde at Cogmen out of the realme, and also to poore and meane people within the realme, of the whiche clothes a great parte is made of the worst wol within the realme, that may not wel serue for none other clothes: It is accorded and assented, that from henceforth it shal be lawfull to euery man to make such maner of clothes of the length and breade as it hath bene vsed before this tyme, notwithstandyng any statute made to the contrarie. Prouided alwayes that the makers and workers of such clothes shal not make them of no better wol than they wer wont to do. And also it is assented, that al such clothes as be arrested by force or colour of the sayd statutes or any of them, shalbe disarrested and redelyuered.

Cap. xi. Clothes.

¶ Item for as much, as diuers plaine clothes that be wrought in the counties of Somerset, Dorset, Bristowe and Gloucestre, be takked and folded togyther and set to sale, of the which clothes a great parte be broken brused and not agreyng in the colour, nor be not accordynge in breade nor in no maner to the parte of the same clothes shewed outwardes, but be falsely wrought with diuers woolles, to the great disceite, losse, and damage of the people, in so much that the marchauntes that bye of the same clothes, and cary them out of the realme to sell to straungers, be many tymes in poynte to be slayne, and sometyme imprisoned, and put to fyne and raunsome by the same estraungers, and they for sayde clothes bronte or forfeyte because of the great disceyte and falsite that is founde in the same clothes, when they be vntakked and opened, to the great sclaunder of the realme of England: It is ordeyned and assented, that no playne cloth takked nor folded shall be set to sale within the sayd counties, but that they be opened, vpon peyne to forfet them, so that the byers may se them, and know them, as it is vsed in the county of Essex, and that the workers, weuers and fullers, shall put to theyr seales to euery cloth that thei shall worke, vpon a certeine peyne to be ymitted by the iustices of the peace, and that this ordinaunce begynne to holde place at the feast of saint John Baptiste next folowing. Prouided alwayes that after that the marchantes haue bought the same clothes for to cary them out of the realme, they may take them and folde them at their pleasure for the more easier cariage of them.

Weauers. Fullers.

Cap. xii.

¶ Item for as much as dyuers shomakers and cordwayners vse to tanne theyr lether, and sel the same falsely tanned, and also make shoes and botes of suche lether not wel tanned, and sel them as dere as thei wil, to the great disceit of the pore comons: It is accorded and assented, that no shomaker nor cordwayner shall vse the crafte of tannyng, nor tanner the crafte of shomakyng, and he that dooth contrary to this act, shal forfeyte to the kyng al his lether so tanned, and all his bootes and shoes so wrought, and shalbe raunsomed

Shomakers Cordwainers. Tanner.

ransomed at the kynges pleasure, not withstandyng any charter or patent made to the contrary, which yf there be any, the kyng wyll that they be vtterly annulled and holden for none.

¶ Item forasmuche as diuers artificers, labourers and seruauntes, and gromes, kepe greyhoundes, and other dogges, and on the holydays whan good christen people be at churche hearyng the diuine seruyce, they go huntyng in parkes, warrens, and connyngyerdes of lordes and others, to the great destruction of the same, and at the tyme vnder suche colour, they do make theyr assembles conuentious and conspiracies for to rise and disobey their legeance: It is ordeyned and assented, that no maner of artificer, labourer nor other lay man, which hath not landes or tenementes to the value of.xl.s. by yere nor no preest nor other clarke, yf he be not auaunced to the value of x.li. by yere, shal haue or kepe from hensforth any greyhound, hound, nor other dogge for to hunt, nor they shal not vse fyrettes heies nettes hare pypes nor cordes, nor other ingyns for to take or distroy diere haares nor conyes, nor other gentylmans game, vppon payne of one yeres imprysonment, and that the Justyces of peace haue power to enquire and shall enquyre of the offenders in this behalfe, and punysshe them by the peyne aforesayde. Cap. xiii. Artificers. Labourer. Huntyng. Greehoundes. Houndes. Dogge. Fyrettes. Hayes. Harepypes.

¶ Item forasmuche as dyuers recognisances and other bondes be nowe of late begun and made in the escheker of double, for the suertie of dettes & fermes of our soueraigne lorde the kyng, otherwyse then it was wont to be done heretofore, to the great disease of many of the people: It is accorded and assented by our soueraigne lorde the kyng, and all the lordes of the parliament, at the request of the commons, that no suche recognisance nor other bond of the double be made nor taken in the escheker from this tyme forthe. And that all suche recognisances and other bondes which be made at this present tyme, be vtterly cancelled and annulled. Prouyded alwaye that the kyng haue sufficient suertie of his duetie in the maner accustomed. Ca. xiiii. Recognisaunce. Eschekar.

¶ Item it is ordeined and assented, that the kyngs castels and iayles, whi che were wont to be ioyned to the bodies of the counties, and be now seuered shall be reioyned to the same counties. Cap. xv. Castels. Jayles.

Item bycause that muche people be delaied aswell in actions real as in actions personal by protestiō with the clause of Volumus, bicause that many people, aswel such as be not able to be reteined in warre as other by the testimoniall of the gouernours of marches, capteyns of garnisons and other, do purchas diuers protestiō with Clause de volumus, & with Clause Quia profecturus. &c. after that a plea be cōmenced against them, to the intent to delay the same plea more then for the kings seruice, wher as inough of other sufficient, that be not impleaded, may be found to do the kyng seruyce in suche case, and often doo dwell in the countrey withoute goyng to theyr sayd seruyce, to the great domage of the pursuantes and disturbance of comon right. It is therfore ordeined & assented, that no protection with Clause de profecturus be alowed in any plea, wherof the suit is cōmenced before the date of the protection yf it be not in the vyage that the kyng hym Ca. xvi. Protection.

selfe

selfe goeth, or other biages roial, or in the kynges messages, for busynes of the realme, but they that be impleded shall make theyr attorneys for to answere for them in suche pleas, or els they shall tary them selfe yf they wyll: howbeit it is not the intent of the makyng of this statute, but that the protection with clause Quia moratur, be alowed in al cases, as they have ben before this tyme. And yf any tary in the countrey, without goyng to their seruyce for the whiche he is reteyned, ouer a conuenyent tyme after that he hath any protection, or repayre from the same seruyce, yf the chancellor be therof duely informed, he shall repeale suche protection, as it hath ben vsed before this tyme.

Cap. xvii Tenantes.

Item bycause that whan tenantes for terme of lyfe, tenantes in dower, or by the lawe of England, or in tayle after possibilitie of yssue extincte, be impleded, they be often of the couin of the demandantes, that the tenementes demaunded agaynst them shall be recouered, and they wyll not pray in ayde, nor vouche to warrantie them in the reuercion, but plede in chief such a plea, wherby they know wel the tenementes shalbe lost, in discherson of them in the reuercion: It is accorded & assented, that if any such tenant be impleded: & he in the reuercion come into the court, & prayeth to be receiued to defend his right at the day that the tenant pledeth to the accion or before, he shall be receiued to plede in chiefe to the accion, without takyng any delay by voucher, aydeprayer, nonage, or any other delay, so that after suche receyte he shall haue no maner delaye by protection, essoyne of the kynges seruice, common essoin, nor any other delaie but that the busynes be hasted in as muche as it may be by the lawe, and that days of grace be geuen by the discrection of the iudges betwene the demaundante and hym that is receyued in suche case, without geuynge the common day in plea of lande, yf the demaundant wyll not assent, to the intent that the demaundauntes be not to muche delaied, because they must plede with two aduersaries, and in the ryghte of pleas that be nowe dependyng in suche case, they in the reuercyon shall be receyued in the maner as before is sayde, at the nexte day that the parties haue in courte, although the same partes haue pleaded in chiefe before this tyme. Prouyded alwaies that they in the reuercion, whiche pray to be receyued, as before is sayd, shall fynde suretye of the issues of the tenementes demaunded for the tyme that the same demaundauntes be delayed after the sayd plea, determined betwene the demaundantes & tenauntes, yf the iudgemente passe for the demaundaunte agaynst theym in the reuercion aforesaide, as well where the receite is counterpleded, as where it is graunted.

Gloucher. 3rd prayer. Delay.

Quarrie.

Cap. xviii Lyncolne.

Item bycause that vpon the greuous complaint of the reuerende father in god the bysshop of Lyncoln, and the deane and the chapiter of the church of our Ladie of Lincolne, made by theyr petition to our sayde soueraygne lorde the kyng, and to the lordes in this present parliament, the mayre and the bailyffes of the citie of Lyncolne by the commaundement of the kyng & the assent of the lordes were commaunded and charged by writte, to be before the kyng and his counsaile in the same parliament at a certain daie, with

with ſufficiente inſtruction and infoꝛmacion of all the matter compꝛyſed in the ſame peticion with ſufficient power and auctoꝛitie vnder the cõmon ſeale of the ſayd city, foꝛ to anſwere foꝛ them, and the cominaltie of the ſaid cytie, vppon all thynges conteyned in the ſame peticion, and further foꝛ to do and receyue that that ſhall be oꝛdeyned by the kyng, and his councell in that behalfe, vppon certaine peine lymitted in the ſame wꝛyt, the tenoure of whiche peticion, conteynyng the greuaunces done to the ſayde byſſhop and chappter by the people of the cytie of Lyncolne, by colour of theyꝛ franchiſe was ſent to the ſame mayꝛe and baylyffes cloſed within the ſaid wꝛitte: and though the ſaid mayꝛe and bayliffes at the daye conteined in the ſame wꝛit came befoꝛe the kyng and his councell in the parliament afoꝛeſaid, yet thei dyd not bꝛynge any ſuffycyent warraunt foꝛ the compnaltie of the ſayde cy-tye, as they had in commaundement by the ſayd wꝛytte, and vppon that our ſouerayne loꝛde the kyng, by the aſſente of the pꝛelates and other loꝛdes in the ſame parliament beyng, by defaute of the mayꝛe, bailyffes, and comons afoꝛeſaide in that partie, hath pꝛoceded and examined the ſayd peticion and the greuaunces therin conteyned. And alſo becauſe that a comon clamour hath bene, that many of the kynges lieges often haue ſuffered dyuers iniu-ryes in the ſayd cytie, foꝛ cauſe that of freholdes within the ſame cytie, treſ-paſſes, contractes and other thinges riſing within the ſame citie, triable by aſſyſe, iurie, oꝛ enqueſte hath bene tryed by people of the ſame citye, and be ſo fauoꝛable one to an other, that they doubt not to make falſe othes, & that becauſe that they be encouraged, foꝛ as muche as they haue not bꝛn befoꝛ this tyme conuict by foꝛens, by colour of theyꝛ fraunchiſe: Our ſouerayn loꝛde the kynge, wyllyng foꝛ the cauſes afoꝛeſayde, to pꝛoupde a remedye foꝛ the quyetnes of the ſayde churche, and full rights to be done as well to the ſayde byſſhoppe, deane and chappter, and theyꝛ ſucceſſours, as to all other in tyme commynge, hath oꝛdeygned and ſtabliſſhed in that behalfe, that in the aſſyſes, iuries, and all other enqueſtes that ſhall be taken by-twene partie and partye, befoꝛe the ſayde mayꝛe and baylyffes of the ſame cytie foꝛ the tyme beynge, yf any of the parties feleth them greued of a falſe othe made by ſuche aſſyſe, iurie, oꝛ enqueſte, the atteynte ſhall be graunted to hym, and the recoꝛde ſente into the kynges benche, oꝛ into the common place. And alſo that the ſhyꝛyffe enpanell the iurie of ſuche atteynte of foꝛeyns of the ſayde countie, without ſendinge to the fraunchiſe of the ſaid cytie, and that the iuſtyces ſhal take the ſame iurie of the ſame foꝛeyns, not withſtandimg any fraunchiſe graunted to the ſame cytie, oꝛ other vſage to the contrarie.

Iurye. Othe. Attaynte.

¶ Item where as it is conteined in the ſtatute of weſtmynſter ſeconde, that ſalmonſewes ſhall not be taken noꝛ deſtroyed by nettes, noꝛ by other ingy-nes, at the mildammes, from the myddes of Aꝓil tyl the Natiuitie of ſaint Johñ Baptyſte, vpon a certayne peine limitted in the ſame ſtatute: It is ac-coꝛded and aſſented, that the ſaid ſtatute be fermely holden and kepte. Join-nynge to the ſame, that ſalmonſewes ſhall not be taken durynge the ſayde tyme, at mildammes noꝛ in other places vpon the ſame peyne. And that no

Ca. xix. Salmon ſewes.

fyſcher

fyther nor garthmen nor none other, of what estate or condicion that he be, shall from henseforth put in the waters of Thampse, Humbre, Ouse, Trēt nor nis other waters of the realme by the said tyme, nor in any other tyme of the yere, any nettes called stalkers, nor other nettes nor engines what so euer they be, by the whiche the fry or the brede of the salmons lamprayes or any other fysshe may in any wyse be taken or distroyd, vpon the peyn aforsayde. And also where as it is conteyned in the same statute, that al the waters, in the which salmons be taken within the realm, shalbe put in defēce as to the takyng of salmons, from the Natiuitie of our Lady vntill saynete Martyns day: It is ordeyned and assented, that the waters of Lonwyre, Wyrse, Rybbyll, and all other waters in the countye of Lancaster bee put in defence, as to the taking of salmons from Michelmas day to the purifycacion of our lady, and in no other tyme of the yere, for cause that salmōs be not seasonale in the saide waters in time aforesaide, and in the partyes where suche ryuers be, there shallbe assigned and sworne good and sufficient conseruators of this statute, as it is ordeined in the said statute of westmynster, and that they shall punysshe the offenders after the peyne conteyned in the same statute, without any fauour therof to be shewed.

Salmon. Lampreies.

Cap. xx. Pilgrimes. Marchantes Mariners.

Item for certayne causes shewed in this parliament, the kyng will and commaunde by the assent of the lordes in this parliament, that al pilgrims and all other people, excepte notoryous and kowen marchantes, and also souldiours and men of armes that wyll passe by the sea out of the realme, shal passe at the portes of Douer or Plimmouth, & not elswhere, without especiall lycence of the kynge hym selfe, but they that wyll passe towarde Irland, shall passe at Lyuerpole, Chester, Bristow, or els where, where shall please them.

Here begynneth an other statute made at westminster the said xiii. yere of kyng Richarde the seconde.

Cap. i.

Our soueraigne lord the kyng, at his parliament holden at westminster the monday next after the feast of saynt Hilary the xiii. yere of his reign, heryng the greuous complaint of his comons in the same parliament of the outrageous mischifes and domages, which haue happened to his said realme, by the reasō that treasons murders and rapes of women be commonly don and committed, and that the more, forasmuche as the charters of pardon haue ben lightly graunted them in suche cases: the sayd cōmons praying our soueraine lord the kynge that suche charters be not graunted, to whom the kyng hath answered, that he wyl saue his libertie and regally, as his noble progenitors haue done heretofore, but for to norysh the more quyetnes and peace within his realme, of the assent of greate men and nobles, beyng in the same parlyament he hath graunted, that no charter of pardon from henseforthe shalbe allowed before any iusticer for murder, or for the deth of a man slain by awayte assaut or malice prepensed, treason or rape of a woman, onles the same murdre, death of the man slayne by awayte assaut or malice prepensed

Charters of pardon.

penſed, treaſon, rape of the woman, be ſpecified in the ſame charter, and if a charter of the deth of a man be alleged before any iuſtices, in which charter it is not ſpecified, that he of whoſe deth any ſuch is arayned, was murdred or ſlayne by a wayte, aſſaute or malyce prepenſed, the ſame iuſtices ſhall enquyre by a good enqueſte of the viſne where the dead was ſlayne, if he were murdred or ſlaine by wayte, aſſaute or malice prepenced, & yf thei finde, that he was murdred or ſlain by awaite, aſſaut, or malice prepenſed, the charter ſhalbe diſalowed and further it ſhalbe done as the law cõmaundeth. And if any praye to the kynge for a charter of pardon for murdre, death of a man ſlaine by await, aſſaute, or malice prepẽſed, treaſon, or rape of a woman, if the chãberlayne endorſe or cauſe to be endorſed ſuch bil, he ſhal ſet the name of hym that prayeth ſuche charter vpon the ſame byll, vppon peyne of. M. markes, and yf the vnderchamberlayne indorſe ſuch byll, he ſhall doo lykewyſe, vppon peine of. v. C. markes, and that none other then the chambre layne or vnderchamberlayne, indorſe nor do to be indorſed any ſuche byll, vpon peine of. M. markes, and that ſuch byll be ſent and dyrected to the kepar of the priue ſeale. And that no warraunte of the priuye ſeale be made to haue ſuche charter, oneles the kepar of the priuye ſeale haue ſuche byll indorſed or ſygned by the chamberlaine or vnderchamberlaine, as afore is ſayde. And that no charter of pardon, of treaſon nor of other felonie, paſſe the chauncerye without warraunt of the priuy ſeale, but in caſe where the chauncelar may graunt it of his office without ſpeking therof to the kyng: And if he, at whoſe praier any charter of pardon for murdre, death of man ſlayne by a waite, aſſaute or malice prepenſed, treaſon or rape of a woman be graunted yf he be an archbyſhoppe or duke, he ſhall pay to the kyng. M. li. and if he be biſſhop or Erle he ſhall pay to the kyng. M. markes, and yf he be an abbot or pryour, barõ or barenet, he ſhal pay. v. C. marke, and if he be a clerke, bacheler or other of leſſer eſtate, of what ſo euer condicion that he be, he ſhall paye to the kynge. ii. C. markes, and haue one yeres impryſonmente. Priuy ſeals.

¶ Item where as the noble kyng edward, graundfather of our ſouereine lorde the kynge that now is, at his parlyamente holden at weſtmynſter at the feaſt of the Purifycacion of our ladye, the. xxv. yere of his reygne dyd to be reherſed the ſtatute made at Carleyle in the tyme of kynge Edwarde, ſonne of kynge Henry, touching the eſtate of the holy churth of Engelande, the ſayd graundfather of the kynge that nowe is, by the aſſente of the great men of his realme, being in the ſame parliament, holden the ſayd. xxv. yere, to the honour of god and of holy churche, and of all his realme, dyd ordeine and ſtabliſſhe, that the free elections of archebyſſhoprythes, byſſhoprythes, and all other dignyties and benefyces electife in England, ſhuld hold from thenſeforth in the maner as they were graunted by his progenitours, and by the aunceſters of other lordes founders. And that all prelates and other people of holy churche, which had auowſons of any benefyces of the gyfte of the kyng or of his progenitours, or of other lordes and donours, ſhould frely haue theyr collacions and preſentmentes, and therupon a certaine Cap. ii. Elections of byſſhoprithes Prelates.

teyne punithment was ozdeined in the ſame ſtatute foz them which accepte any benefyce oz dignity contrary to the ſayde ſtatute, made the ſayde.xrb. yere, as afoze is ſayde, whiche ſtatute our ſoueraygne lozde the kynge hath done to be recited in this preſent parlyament at the requeſt of his commons in the ſame parlyament: The tenour wherof is ſuch as hereafter foloweth. Where as late in the parliament of good memozy of Edwarde kyng of Englande.&c. rehersyng the whole ſtatute made the ſayd. xrb. yere, and then thus: Our ſoueraygne lozde the kyng that now is, of the aſſent of the great men of his realme, beyng in this preſent parlyamente, hath ozdeyned and ſtabliſhed, that all archebiſhopziches, byſhopziches and other dignities and benefices elective, and all other benefyces of holy churche, which ſhall begynne to be voide in dede the. xrix. daye of Januarye the. xiii. yere of the reigne of our ſoueraygne lozde the kyng that nowe is, oz after, oz whiche ſhall be voyde in tyme to come within the realme of Englande, the ſayd ſtatute made the ſayd.xrb.yere ſhalbe fermly holden foz euer, and put in due execucion from tyme to tyme in al maner poyntes. And yf any make any acceptation of any benefyce of holy churche, contrary to this ſtatute, and that dewly pzoued, and be beyond the ſea, he ſhall abyde exiled and banyſhed out of the realme foz euer, his landes and tenementes goodes and cattals fozfeit to the kyng: and if he be within the realme, he ſhalbe alſo exiled and banyſhed as afoze is ſayd, and ſhall incurre the ſame fozfaiture and take his wai, ſo that he be out of the realm within. vi. wekes next after ſuch acceptation. And yf any receyue any ſuche perſon banyſhed, comyng from beyonde the ſea, oz beyng within the realme after the ſayd. vi. wekes, knowyng therof, he ſhall be alſo exyled and baniſhed, and incurre ſuch fozfeyture as afoze is ſayd. And that theyr pzocuratours, notozies, executours, and ſummoners haue the payne and fozfayture afozeſayde. Pzouyded neuertheles that all they, to whom the Pope of Rome, oz his pzedeceſſours, haue pzouyded any Archbyſhopzich, Byſhopziche, oz other dignitie, oz other benefyces of holy chureh, of the patronage of people of holy church, byeauſe of any voydaunce befoze the ſayd. xrix. day of January, and therof were in cozpozall poſſeſſion befoze the ſame. xrix. daye, ſhall haue and inioy the ſayd archebyſhopziches, byſhopzyches, dignities, and other benefyces pealybly foz theyr lyues, notwithſtandynge the ſtatutes and ozdynaunces afozeſayd. And yf the kynge ſende by letter oz in other maner to the courte of Rome, at the excitacion of any perſon, oz yf any other ſende oz pzay to the ſame courte, wherby any thyng is doone contrarie to this ſtatute touchyng any archbyſhopzych, byſhopzyche, dygnitie oz other benefyce of holye churcb within the ſayd realme, yf he that maketh ſuche exeptacyon oz pzayer be a pzelate of holy churche, he ſhal paye to the kynge the valour of his tempozalities of one yere, and yf he be a temporall lozd, he ſhall pay the kyng the valour of his landes and poſſeſſions vnmouable of one yere. And it is the intente of this ſtatute, that of all dygnityes and benefyces of holy churche, whiche wer voide in dede the ſaid. xrix. day of Januarye, whiche be geuen, oz to whom it is pzouyded by the Pope of Roome

befoze

before the same. xxix. daie, that thei to whom suche giftes or prouisions bee made, maie freely of suche giftes and prouisions, sue execucion without offence of this statute. Prouided alwaies, that of no dignitie or benefice, whiche was full the said. xxix. daie of January, no man bicause of any collacio, gifte, reseruacion and prouision, or other grace Papall, not executed before the saied. xxix. daie, shall not sue thereof execucion, vpon the peines and forfeitures conteined in this present statute.

¶ Item it is ordeined and established, that if any man bring or sende within the realme, or the kinges power, any summons, sentence, or excommunicacion, against any persone, of what condicion that he be, for the cause of making mocion, assente, or execucion of the saied Statute of prouisours, he shall bee taken, arrested, and put in prisone, and forfeite all his landes and tenementes, goodes and cattals for euer. And moreouer incurre the pein of life and of membre. And if any prelate make execucion of suche summos Sentences, or excommunicacions, that his temporalties be taken and abide in the kinges handes, till due redresse and correccion bee therof made. And if any persone of lesse estate then a Prelate, of what condicion that he be, make suche execution, he shall be taken, arrested, and put in prison, and haue imprisonmente, and make fine and raunsome, by the discrecion of the kinges counsaile. Cap. iii. Prouisours. Prelats.

¶ Here beginneth the statutes made at Westminster the xiiij. yere of the reigne of king Richard the seconde.

For the relief and increase of the common profite of the realme of Englande, and of the landes of Wales and Irelande, whiche hath been in diuers maners greatly hindered in times past: our soueraigne lord the king at his parliament, holden at Westminster, the morow of sainete Martine, the. xiii. yere of his reigne, hath ordeined and stablished, of the assente of his saied partiamente, the thinges vnder writte.

First, that the staple be remoued from Caleis into Englande, so that it be in Englande, the Mondaie nexte after the feast of the Epiphanie, at the furthest. And that it be holden in the places, conteined in the statutes of the staple, made in the. xxvii. yere of the kinges graundfather that now is, and in none other place. And that the said statute be fermely and surely holden, and duely executed in all poinctes, with the additions vnder writte, notwithstandyng any declaracion or statute, made hereafter to the contrary that is to saie, that euery persone alien, of what degree or condicion that he be, that bringeth any Marchaundise into Englande, shall finde sufficiente sureties before the customers, in the porte where the Marchaundise shalbe brought, to buye other Marchaundise, to the valour of halfe the saied marchaundises, so brought at the least, as woolles, Leather, wolfelles, Leade, Tinne, butter, cheese, clothes, or other commodities of the lande. Cap. i. Staple. Butter. Cheese.

¶ Item that for euery exchaunge, that shalbe made by marchauntes, to the courte Cap. ii.

courte of Rome or elswhere, that the said marchauntes be fermely & surely
Eschaunge. bounden in the Chaunceric, to bute within iiii. monethes after the saied es-
Staple. chaunge made, marchauntes of the staple, as wolles, Leather, wolfelles,
Butter. leade or tinne, butter or cheese, clothes or other commodities of the land, to
Cheese. the valour of the somme so enchaunged, vpon pein of forfeiture of the same.

Cap. iii. ¶ Item that in euery porte and place, wher the staple shalbe, the Maiors,
Staple. Conestables, Brokers, and all other officers and ministers of the staple,
shalbe sworne first to the king, and after to the staple.

Cap. iiii. ¶ Item to kepe the price of wolles the better, that no denizen of England,
Wolles. shall buie no wolles, but of the owners of the shepe, and of the tithes, except
Staple. in the staple. And that no denizen regrate wolles, nor other marchaundi-
Denizen. ses of the staple priuely nor apertly, vpon pein to forfeite the valour of the
Justices of peace. thing regrated. And that the Justices of peace in the countrey, haue power
to enquire, and shall enquire from time to time, of suche Englische grators,
and of the weightes of the staple, and punische theim by the pein aforesaied.
And that no Englishman buie any wolle of any persone, but for himself, or
for his owne vse, as to sell at the staple, and for to make clothe.

Cap. v. ¶ Item that no denizen bring wolles, Leather, wolfelles, nor leade out of
Denizen. the realme of Englande, to the parties beyond the sea, vpon of forfeiture of
the same, but onely straungers.

Cap. vi. ¶ Item that all Marchauntes of the realme of Englande, shall freight in
Marchantes Shippes. the saied realme, the Shippes of the saied realme, and not straunge Ship-
pes, so that the owners of the said Shippes, take reasonable for the freight
of the same.

Cap. vii. ¶ Item that the passage of Tinne out of the realme, shall be at the porte of
Tinne. Dertmouthe, and in no place els.
Dertmouthe

Cap. viii ¶ Item that none of the kinges liege people, be from hens furthe distreined
Escheker. impeched, molested, nor greued in the Escheker, nor els where, for nongau-
Gaugyng. ging of wines of Rine, nor for any forfeiture of the same for that cause, o-
ther wise then hath been doen of old times.

Cap. ix. ¶ Item that Marchauntes straungers, repairyng into the realme of En-
Marchantes Strangers. glande, shalbe well and curteously and rightfully entreated and gouerned
in the saied realme, to the intente that thei shall haue the greater courage to
repaire into the same.

Cap. x. ¶ Item that no Customer nor Comtroller, haue any Shippes of their
Customer. owne, nor medle of the freight of Shippes, and that to eschewe, aswell the
Comtroller. damage of our soueraigne lorde the king of his customes, as the losse of the
Shippes. Marchauntes, repairing to the porte, aswell aliens as denizens, and that
Searchour. no Customer, Comptroller, searchour, weyer, or finder, haue any suche of-
Weyer. fice for terme of life, but onely as long as shall please the king, notwithsta-
Patente. ding any patente or graunte made to any to the contrary. And if any suche
Patente or graunte, for terme of life be made to any, of any suche office in
time past, the king will that it be vtterly repealed and voied, and of no force
nor valour.

Cap. xi. ¶ Item that in euery countie be assigned viii. Justices of peace, as is con-
teined

teined in the statute of Canterbury, ouer the lordes assigned in this parliament. And that the estretes of the said iustices be doubled, and the one part delyuered by the sayde iustices to the shyreffe, to leuey the money therof rysyng, and therof to pay to the iustices their wages by the hande of the saide sheriffe by indenture betwyxte them therof to be made. And that the sheriffes haue allowaunce in their accompte in the escheker by ꝑ same indenture. And that no duke, erle, baron, nor barenet, albeit they be assigned iustices of the peace, and hold their sessions with the other viii. iustyces, shall take any wages for the said office. And that the iustices put theyr names in the estretes together with the nombre of the daies of their sessions, to ꝑ intente that the sheriffes may knowe, to whom to pay wages, and to whom not, and the barons of the escheker, to whome to allowe and to whome not, and that the seales be made for the seruauntes and delyuered in to the keppynge of some good man of the countrey after the purporte of the sayd statute of Canterbury, which statute with the modification of the same made at the last parlyament, and the statute of weightes and measures, and all other good statutes and ordinaunces made herefore and not repealed, shalbe holde̅ and kepte, and put in due execution.

Iustyces of peace.

Shyreffe.

Barons del escheker.

¶ Item that the grote of the money of Scotlande renne in the valour only of.iii.d. Englysshe. And the halfe grote of Scotlande of i.d. Englysshe. And the.i.d of Scotlande of an ob. englysshe. And the.ob. of Scotland of a ꝑ. englisshe. And if the money of Scotlande be impeyred, that the valoure therof be abridged after the rate, and that comissions be made throughe the realme to enquire of them that haue brought or sent the money of Englād into Scotlande, to make bullyon or money of Scotland, in preiudyce and domage of the kynge and his realme.

Capi. xij. Crote of scotlande. Money.

¶ Here begynneth the statutes made at Vvestmynster the.xv. yere of kynge Rycharde the seconde.

IN the parliament holden at Westminster the morow of Alsonies, the.xv. yeare of the reygne of kynge Rycharde the seconde after the conquest, our sayde soueraigne lorde the kynge by the assent of the said parlyament hath ordeined and stablysshed certeyne thinges in the fourme folowynge.

FYRST that all the good statutes and ordinaunces made before this tyme and not repealed be fermely holden and kept. Capi. i.

¶ Item it is accorded & assented, that the ordinaūces & statutes made and not repealed of them that make entries with stronge hande into lādes and tenementes or other possessions, and them holde with force. And also of al those that make insurrections or great ridinges, riotes, routes, or assembles in dysturbaunce of the peace of the common lawe, or in affraye of the people shall be holden and kepte and fully executed: ioyned to the same, that at all times, that suche forcible entries be made, and compleint therof commeth to the iustices of peace, or to anye of them, that the same iustices or iustyce take suffycient power of the countie, and goe to the place where suche forcyble Capi. ij. Forcible entree.

forcible entrie, with force is made: and if they finde any that holdeth suche place forcibly after such entrie made, they shalbe taken and put in the next iayle, there to abide conuycte by the recorde of the same iustices or iustyce, till they haue made fine and raunsome to the kinge. And that all they of the county, as wel the cheriffe as other, shal attend to the iustices to go and assiste them to arreste such offenders, vpon peyne of imprisonement, and to make a fine to the kinge. And in the same maner it shall be done of theym that make such forcible entries in benefices or offices of holy churche.

Capi. iii. Admyrall. ¶ Item at the great and grenous complcynt made to our souereigne lord the kinge in this present parliamente, of that that the admiralles and theyr deputies do encroche to theym diuers iurisdictyons, fraunchyses, and many other profites perteyninge to our sayde soueraygne lorde the kinge, and to other lordes, cytyes and borroughes, other then they were wont or ought to haue of righte to the greate oppression and unpouerishemente of all the commons of the lande, and hindraunce and losse of the kinges profites, and of many other lordes, cytyes and borroughes through the realme. It is declared, ordeyned, and stablished, that al maner of contractes, plees & quarels, and al other thinges risinge within the bodies of the countyes as well vvrecke by land as by water, and also of wrecke of the sea, the admyrals court shall in no wise haue conisaunce, power nor iurisdiction: but that all suche maner of contractes, plees and quarels, and all other thynges rysynge within the bodies of the countyes, aswell by lande as by water, as afore, and also wrecke of the sea shall be tryed, determined, discussed, and remedied, by the lawes of the lande, and not before nor by the admyral nor his lieftenaunt in no wise. Neuertheles of the deth of a man, and of a maiden done in great shippes beinge and ladinge in the mayne streame of the greate riuers, onely beneth the bridges of the same riuers nighe to the sea, and in none other places of the same riuers, the admyrall haue conysaunce, and to arrest the shyps in the great flotes for the great vyages of the king and of the realme Sauing alwayes to the kinge all maner forfetures, and profytes thereof commynge, and he shall haue also iurisdiction vpon the sayde flotes during the sayd viages onely, sauing alwayes to the lordes cityes and borroughes theyr liberties and fraunchises.

Capi. iiii. Measure. ¶ Item where as it is ordeyned by diuers statutes, that one measure of corne, wine, and ale shulde be throughout the realme, and that .viii. bushels stryked make the quarter of corne. Neuertheless because that no peyne is therupon ordeyned in the sayd statutes, diuers people of diuers cities, boroughes, townes, and markettes, will not take neyther bye in the sayde cytyes, borroughes, townes, markettes, ne in none other place, but after .ix. bushels for the quarter: and if they can not bye in that maner, they arest it as forfete, to the great damages & oppression of al the people, & manifestly againste the statutes aforsaide: It is ordeyned and assented, that the sayde statutes shalbe fermely kepte and holden, as wel in the cityе of London as London. in any other place throughout the realme, & that aswel by water as by land notwithstandinge any viage or custome in times past vsed to the contrary

And

And that none from hensforth do bie in the cytie of London, ne in no other place, no maner corne nor malt, but after viii. bussheles ꝑ quarter, according to the purporte of the said statutes, vpon peine of forfeiture of all the corne or malte so bought, sauing to the kyng the said forfeyture, except fraunchises royall, to whome the kyng of his especyall grace hath graunted ꝑ same forfeiture, and ꝑ as wel the Mayre and sheriffes of London, as ꝑ Maires and bailyffes of other cities, broughes, townes, & marketes (if they do not therof full and due execution) shall incurre lyke peyne, as well at the sute of the kinge as of the partie, or any other person that wyll sue for the kynge. Mayres. Bayliffes.

¶ Item where as it is conteyned in the statute De religiosis, that no relygious ne other, what so euer he be, do bye or sell, or vnder colour of gift, or terme, or any other maner of title, receyte of any man, or in any maner by craft or engine of any maner cause to be appropriate vnto him any landes or tenementes vpon peine of forfeiture of the same, whereby the sayde landes and tenementes in anye maner might come to mortmayne. And if any relygyous or any other, come agaynst the said statute by arte or engine in any maner, that it be lawfull to the kynge, and to other lordes, in the sayde landes and tenementes to entre, as in the sayde statute doth more fully appere. And nowe of late by subtyl ymagination and by arte and engine some relygious persones, vycars, and other spirituall persones, haue entred in dyuers landes and tenementes, whiche be adioynynge to their churches, and of the same landes by sufferaunce and assent of ꝑ tenauntes haue made churchyardes, & by bulles of the bysshop of Rome, haue dedecate & holowed the same, and in them do make continually parochyale burienge wythoute licence of the kyng and of ꝑ chiefe lordes, therfore it is declared in this parlyament, that it is manyfestly within the compas of the sayde statute. And moreouer it is agreed and assented, that al they ꝑ be possessed by feoffement or in any other waye, to the vse of relygious persons, or other spiritual persones of landes and tenementes, fees, auouson, or anye maner possessiõs to thentent to amortyse them, wherof the sayd religious and spiritual persons take the profytes, that bitwixt this and the feast of saint Mychael nert cõming, they shal cause them to be amortyssed by ꝑ licence of the kinge & of the lordes, or els ꝑ they shall sell them & aliene them to some other vse, betwene this and ꝑ said feast, vpon peyne to be forfeit to the kinge and to the lordes accordyng to the forme of the saide statute of religious, as landes purchased by religious people. And that from hensforth no suche purchase be made so that suche religious or other spirituall persones take therof the profites, as afore is sayde, vpon peyne aforesayde. And also ꝑ the same statute extende and be kepte of all landes, tenementes, fees, auousons, and other possessyons purchased or to be purchased to the vse of gyldes or fraternitees. And moreouer it is assented, for as much as ꝑ Mayres, bailiffes, & commons of cities, brughes, & other townes, that hath a perpetuall cominalte & others, whiche haue offices perpetuall, be as perpetuall as people of religion, that from henseforth they shal not purchase to them & to their cõmons or office, vppon the peyne conteyned in the statute De religiosis. And also of that Capi. v. Relygyous. mortmayne. Churcheyardes. Gyldes. Fraternities. Cominalty

that others be possessed or hereafter shall purchase to their vse: & they therof take the profites, it shalbe done in like maner as afore is sayd of people of religion.

Capi. vi. Appropriation. ¶ Item because that diuers domages and diseases often times haue happened & daily happen to the parrochians of diuers places by thappropriation of benefices, of the same places: It is agreed & assented, that in euery licence from hense forth to be made in the chauncery of appropriation of any parishe churche, it shal be expresly conteyned and comprised, that the diocesan of the place vpon the propriation of suche churches shal ordeyne accordinge to the value of suche churches, a conuenient summe of money to be paid & destributed yerely of the frutes and profites of the same churches by those that shal haue the sayd churches in propre vse & by their successors to the poore parochians of the sayd churches, in ayd of their lyuing and sustenaunce for euer, and also that the vycare be wel and sufficiently endowed.

vicar.

Capi. vii. ¶ Item where as it is ordeyned by the statute made the .xv. yeare of oure soueraygne lord the kinge, that from hense forthe no person alien or denyzin, of what estate or condicion that he be, shal take or cary or cause to be taken or caried by land or by sea out of the realme of Englād, to any parties of Scotlande priuely or appertlye any maner of armoure, corne, malte, or other vytale, or any other refreshinge, vpon peyne of forfeyture of the same vytayles, armoures, and other thinges afore sayde, together with the shippes, vessels, cartes, or horses, that bear or carye theym, or else the verye valoure of them, wheruppon our souraigne lorde the kynge, at the requeste of the commons, and by the aduise and assente of the lordes hathe declared in this parlyamente the sayde statute in suche maner, that it was not his intente at the makinge of the sayde statute, ne yet is, that they that haue caried or taken, or frome hense forth shall take or carye vytayles or marchaundises to the towne of Berwyke vpon Twede, whych is the kinges towne, and of his lygeaunce, shal incurre that peyne of the sayd statute ne shall not be bound to paye customes and subsydyes graunted to our souerayngne lorde the kynge of marchandises that be or shall be caryed out of the realme. Prouyded alwaye, that they that take anye clothe, vytayles, or other marchaundyses out of the sayd towne of Berwyke, to anye partyes of the kynges fryendes, shall paye the subsydyes, customes, and other duetyes therof to our souerayngne lorde the kynge, and yf they do carye to any parties of the kinges enemyes, they shall incurre the peyne of the said statute.

scotland. Armour. vyctayles.

barwyke.

Capi. i. Tynne. Dartmouth. Marchantes. ¶ Item where as it was ordeyned at the last parlyamēt, that the passage of tinne out of the realme shuld be at the port of Dartmouth, & no place else: It is agreed, that the sayd ordinaūce be annulled, & that betwene this feast & the feaste of saynct John Baptist next comming, al marchantes denizins & aliens shall be at large, to lade tinne in shippes & other vessels, to cary out of the realme in what haue they wil chose within the realme, & to what party it please thē And after the said feast they shal repaire to Caleys for the time that the resort of wol shall be there, payenge alway the customes subsidies and deuoyers therof

Caleys.

therof due before the passage of the said tynne.

¶Item wheras it is conteined in the statute of the staple, to ỹ intente that the contractes made within the staple shuld be ỹ better kept, & the paimentes redyly made, that euery Mayre of the staple haue power to take recognisaunce of dettes, ỹ any man wil make before hym in the preſens of ỹ constables of the staple or one of them. And that in euery of the sayd staples be one seale ordeyned to remaine in the custody of the sayde Mayre, vnder the seales of the sayde constables: it is agreed and assented ỹ the sayde statute be fermely kept & holden. And ỹ no mayre of the staple take or receyue any recognisaunce of dette contrarie to the forme of the said statute, vpon peine to pay to the kynge the moyte of the summe recognysed before hym. Capi. ix. Staple. Recognisance. Mayre del staple.

¶Item at the compleynt of the commons made in ỹ parliamente, bycause that of olde times diuers clothes were made in ỹ towne of Gilford, & other places within the counties of Surrey, Sussexe, and South, called clothes of Gylforde, which were of good making and of good valure, & dyd beare a great name. And now bycause that fullers & other of ỹ same countrey, do vse to bye the clothes of ỹ said countreis before that they be fulled & performed, and in making, for couetousnes to haue ỹ saide clothes of greater measure ouer the common assise ỹ late was vsed, do drawe the clothes more longer & more large than they were wont or ought to be, to ỹ great impayring of the said clothes, and great disceite of the people. For to eschewe suche domages and disceites in tyme to come, it is agreed and assented, that frome hensforth no fuller nor other person what soeuer he be, shal bye within the said townes and counties anye clothe, before the same clothe be fulled and fully performed in his nature, and also sealed vnder ỹ seale therto ordeyned, vpon peine of forfeyture of the same. Capi. x. Clothes of Gylforde. Fullar.

¶Item it is agreed assented, that all the gyrdelers of the realme, ỹ worke gyrdels garnysed wyth white metall, may worke vse & continue their sayd craft, ỹ is to say, to garnysche the girdels with whit metall, as of olde times it hath bene vsed, notwithstãdyng any charters or patentes made or graũted to the contrary. And if any charters or patentes be made to the contrary, that they shalbe voyde and of no force. Capi. xi. Gyrdelers. Charters.

¶Item at the greuous complent of the commons made in the parliament of that that diuers of the kynges subiectes be caused to come before ỹ counsayles of dyuers lordes, and ladies, to answere for their freehold, and for diuers other thinges, real and personall, ỹ oughte to be ordered by the lawe of the lande, contrarye to the estate and ryght of oure soueraygne lorde the kynge and of his crowne and in diminishynge of the common law. It is agreed and assented, ỹ from hensforth none of the kynges subiectes be compelled, neither by no way constraided to come ne to apere before ỹ counsell of any lord or lady, to answere for his freholde, ne for any thing touchynge his freholde, nor for any other thinge reall nor personall, ỹ belongeth to the lawe of the lande in any maner. And if any fynde them selfe greued in time to come contrary to this ordinaunce & agrement, he may compleyne to the chauncellor for the tyme beynge. Capi. xij. Apperance. chauncellor.

ANNO. XVI.

Here begynneth the statutes made at vvynton the.xvi.yere of kynge Rychard the seconde.

OUr soueraigne lord the king Richard the.ii. after the conquest, at his parlyament holden at Wynchester in the vtas of sayncte Hillary, the.xvi.yere of his reigne, hath ordeined and stablished by the assente of his sayde parlyament, certeyne thinges in the forme folowinge.

Capi.i. Marchantes.

FYrst wher as by the statute at Yorke the xix.yere of the reygne of king Edward graūdfather of our soueraigne lord the kinge ꝑ now is, it was ordeined and stablished that al marchantes aliens & denizens, and al other and euery of them of what condicion that they be, which wil bie or sel corne wines, auoyr de poys, flesche, fisshe, and all other liuinges bendable, from whēce soeuer they come by forreines or by denizens, to what place that it be, be it in citie, borough, towne, porte of the sea, fayre, market, or other place, within the same realme, within fraunchise & without, may frely and without disturbance sell the same to whom theym please, as well to forreines as to denizens, except the enemies of the king and of his realme, and after by an other statute made the.xxv.yere of the sayd graundfather, it was ordeyned and accorded, that the sayd statute made the said.ix.yere should be holden, kept, and maynteyned in all poyntes. And moreouer that euerye marchaunt and other, of what condicion that he be, as wel alyen, as denizen ꝑ bringeth wines, flesche, fisshe, or other maner of victayles, clothes, felles, or auoyr de poys, or other wares or marchandises, to the citye of London or other cities, boroughes, and good townes of England, or porte of the sea, may frely and without chalenge or impechement of any, sel them in grosse or at retaile, or by parcels at his pleasure, to any people that wil bie thē not withstanding any fraunchise, graunte, or custome vsed, or anye other maner of thing made to the contrary, and that without disturbance or impedyment of any, vpon certeyne peynes conteyned in the aforsaid statutes. And afterward in the xi.yere of the reigne of our said soueraine lord the king it was also ordeined & stablished by the statute made the same yere, that these ii.statutes aforsaid shuld be holden, kept mainteined, & fully executed in al pointes & articles of ꝑ same, notwithstanding any statute ordinace charter letter patēt fraūchise proclamacio cōmaūdemēt vsage alowāce or iugemēt made or vsed to the contrary, as in the sayd statutes more fully is cōteined: Neuertheles for as much as it semeth to our soueraigne lord the king, that the said statutes, if they shalbe fully holden and executed, shal extend to the great hindrance and domage as wel of the said city of Lōdō, as of other cities boroughes, & townes of the realme, it is ordeined & affēted ꝑ no marchaunt straunger shall alyen, sel at retaile, nor bye, nor marchandye within the realme with an other straunge marchaunt alien, to sel againe, nor ꝑ no straunge marchant alien shal sel to retaile within the same realme, nor shal not put to sel no maner of wares nor marchaundises, except liuinges & victayls, and also that al aliēs shal sel wines by hole vessels, & spicerye by hole vessels

victayles. London.

Alyens.

vvynes.

veſſels and bales, and in no other maner. And that no maner of ſpicery, after ỹ it be brought in the realme, ſhall be brought out of the ſame realme by alien nor by denyzen, vpon peine of forfeiture of the ſame. And moreouer the kynge will ỹ the ſaid ſtatutes in all artycles and pointes ſhalbe fermely holden and kept. ſpycerye. Denizen.

¶ Item where as at the laſt parliament it was accorded and aſſented, that none of the kynges lyege people from hensforth ſhuld be bound compelled nor conſtrained by no meanes, to come nor to appere before any lordes or ladyes counſell, there to anſwere of his freholde, nor of thing which touche freholde, nor of none other thynge reall nor perſonal, whiche belongeth to the law of ỹ land in any wiſe, as by the ſtatute thereof made more fully appereth, it is accorded and aſſented ỹ the ſaide ſtatute ſhalbe firmely holden and kept, and if any lord or lady, or other of the kynges liege people, do to the contrary, they ſhall incurre the peyne of rr.li. to the kynge. Capi. ij. Apperance. Bonde.

¶ Item it is ordeined and aſſented, ỹ al the weightes & meaſures through the realme ſhalbe according to the ſtandard of the eſcheker, after the forme of the ſtatutes therof made: And alſo the kyng will, ỹ the clerke of the market ſhal haue all his meaſures and weyghtes redy according to the ſtãdard of the eſcheker, and ſignes and markes of the ſigne of ỹ eſcheker to ỹ ordeined and the ſame weyghtes and meaſures ſo ſygned and marked, to carye and bring with him at al times that he ſhal make the aſſay of weightes and meaſures in ani part win the realme: and ỹ he nor none other of the kinges liege people ſhall vſe none other meaſure nor weight, vpon the peines contened in the ſtatutes therof made before this tyme. Capi. iij. Yweyghtes & meaſures. clarke of the market.

¶ Item it is accorded and aſſented, that no yoman, nor no other of lower eſtate than an eſquier, from hensforth ſhall not vſe nor beare no liuery, called lyuerey of companye, of anye lorde within the realme, if he be not meinall and familiar continually dwelling in the houſe of his ſaid lord, and that the iuſtyces of peace ſhall haue powr to enquire of them, which do the contrary, and them to punyſhe according to their diſcretion. Cap. iiij. Lyuerey of company. Iuſtices of peace.

¶ Item where as ỹ commons of the realme in this preſent parlyamẽt haue ſhewed to our redoubted ſoueraigne lord the king, greuouſly compleyning that for almuch as the ſayde kynge and all his lyege people ought of right and of olde time were wont to ſue in the kynges court, to recouer theyr preſentmentes to churches, prebendes, and other benefyces of holy churche, to the whiche they haue ryght to preſent, the conſſaunce of plee of which preſentment belongeth only to ỹ kinges court of ỹ old right of his crowne vſed in the time of his progenitours kinges of Englande. And why iudgement ſhalbe geuen in the ſame court vpõ ſuch a plee, and preſentinẽt, ỹ arche biſhopes, biſhopes and other ſpirituall perſons which haue inſtitution of ſuche benefyces wythin their iuriſdictions, be bounde and haue made execution of ſuche iudgementes by kynges commaundementes of all the tyme aforſaid, without interruption (for an other lay perſon may not make ſuch execution, and alſo be bound of right to make execution of many other of the kinges cõmaundemẽtes, of which right ỹ crowne of England hathe Capi. v. Preſentment

bene peasiblye seased, as well in the time of oure saide soueraigne lorde the kinge that nowe is, as in the time of all his progenitours tyl this day. But nowe of late diuers processes be made by the bishoppe of Rome, and sensures of excommunicacion, vpon certayne bishoppes of Englande, bycause that they haue made execution of suche commaundementes to be opē diherison of the sayde crowne, and destruction of our sayde soueraigne lorde the kinge, his lawe and al his realme, if remedy be not prounded. And also it is sayd, and a commō clamour made, that the bishoppe of Rome hath ordeined and purposed to translate some prelates of the same realme, & some out of the realme, and some out of one bysshopriche into an other within the same realme, wythout the kinges assent and knowlege, and without the assent of the prelates, which so shal be translate, which prelates be much profytable and necessary to our sayd soueraigne lorde the kinge and to all his realme: by whiche translations (yf they were suffered) the statutes shuld be defeted and destroied, and his said liege persons of his councel without his assent, and againste his wyll, withdrawen and goten out of his realme and the substaunce and treasoure of the realme shal be borne awaye, and so the realme destitute as wel of councel as of substaunce, to the fynal destructiō of the same realme. And so the crowne of England, which hath bene so free at al times, that it hathe bene in subiection to no realme, but immediatlye subiecte to god and to none other in al thinges, touchinge the regalye of the same crowne, should be submitted to the bysshoppe of Rome, and the lawes and statutes of the realme by hym defeted and destroyed at his will, in perpetual destruction of the kinge our sayd soueraigne lorde, his crowne & his regalye, and of all his realme, whiche god defend. And moreouer the commons aforesayde say, that the said thinges so attempted be clerely agaynste the kynges crowne and his regalty, vsed and approued of the time of all his progenitours. Wherfore they and al the liege commons of the same realme wil be with our said soueraigne lorde the kinge, and his sayde crowne and his regalty in the cases aforsayd, & in al other cases attempted against him his crowne and his regalie in al pointes to liue and to die. And moreouer they pray the king and him requyre by way of iustice, that he wold examine all the lordes in the parliamente as well spirituall as temporall seuerally, and all the states of the parliament, howe they thinke of the cases aforsayd whyche be so openlye agaynst the kinges crowne, and in derogacion of his regalye, and howe they wil be in the same cases with our soueraygne lorde the kinge, in vpholdinge the ryghtes of the sayd crowne and regaly. Whervpon the lordes temporal so demaunded, haue aunswered eueri one by him selfe, that the cases aforsayd be clerely in derogacion of the kynges crowne and of his regaly, as it is wel knowen, and hath bene of a longe time knowen, and that they will be with the same crowne and regalye in these cases specially, and in all other cases whiche shall be attempted agaynst the same crowne and regalye in all poyntes with all theyr power. And moreouer it was demaunded of the lordes spyrytuall there beynge, and the procuratours of other beinge absent theyr aduyse and wyll in all these cases: which

byshop of Rome,

lordes

lordes, that is to saye, the archbyshoppes, byshoppes, and other prelates, beyng in the parliament seuerally examined, makynge protestacions, that it is not their mynde to denye nor affirme that the byshoppe of Rome may not excommunicate byshoppes, nor ỹ he maye make translation of prelates after the lawe of holye churche, answered and sayd that if any executions of processes made in the kynges court (as before) be made by any, and censures of excommunicatiõ to be made against any byshop of England, or any other of the kinges liege people, for that that they haue made execucyon of such commaundementes. And that if any executions of such translacyons be made of any prelates of the same realme, which prelates be very profytable and necessary to oure said soueraigne lorde the kynge and to his saide realme, or that the sage people of his councel without hys assente and against his wyll be withdrawen and eloined out of the realme, so that the substaunce and treasure of the realme may be destroyed, that ỹ same is agaynst the kynge and his crowne, as it is conteyned in the peticion before named. And likewise the same procuratours euery one by him selfe examyned vpon the sayd maters, haue answered and said in name, & for their lordes, as the said bishoppes haue saide and answered, and that the sayde lordes spirituall will and ought to be with the kynge in these cases lawefullye in mayntenynge of his crowne, and in all other cases touchyng his crowne and his regaly, as they be bounde by their liegeaunce. Wherupon our sayde soueraigne lorde the kinge, by the assent afore said, and at the praier of hys said commons, hath ordeined and stablisshed, ỹ if anye, purchase or pursue, or do to be purchased or pursued in the courte of Rome, or elles where anye suche translations, processes, and sentences of excommunycatyons, bulles, instrumentes, or anye other thynges, whiche touche the kynge, against him, his crowne, and his regalye or his realme, as is afore saide, and they whiche bring within the realme or thẽ receyue, or make therof notification or anye other execution within the same realme or without, that thei, their notaries, procuratours, maynteinours, abbettours, fautours and counsellers shall be put out of the kinges protection, and their landes and tenementes, goodes and catals forfeit to the king, and that they be attached by theyr bodyes, if they may be founde, and brought before the kinge and hys counsell, there to answere to the cases afore sayde, or that processe be made against them by Premunire facias in manet as it is ordeined in other statutes of prouisours, and other which do sue in any other courte in derogacion of the regaly of our soueraigne lorde the kynge. Prelates. Charter of pardon.

Item where as in an artycle of a statute made in the parliament holden at Westmynster, the mondaye nexte after the feaste of saynte Hyllarye, the xiii. yere of the kynge that nowe is, it was ordeyned and graunted, that no charter of pardon than should be allowed before anye iustyces for murdre, deth of man slayne by a waite, assaute or malyce prepensed, treason, or rape of womã if it were not specified in ỹ same charter: And if any charter of the death of man were alleged before anye iustices, in whiche charter was not specyfyed, that he, of whose deth any such was arraigned, was murdred or slaine Capi. vi. Premunire facias.

slayne by awayte, assaute, or malice prepensed, the iustices shall enquyre by a good enquest of the visne where the deade person was slayne, yf he were murdred or slayne by awayt, assaut, or malyce prepensed: and if they finde that he was murdred or slain by awayt, assaut, or malice prepensed, the charter shalbe dysalowed, and moreouer do as the lawe shall requyre: Whyche thinges our soueraygne lorde the kinge will and graunt, that they shall be fermelye holden and kept. And moreouer by the assent of the lordes in this present parliament, and at the prayer of his commons hath ordeyned and graunted that the remenaunt of the sayd article shal be holly out repealed and adnulled, that is to say, yf any pray to the kinge, for a charter of pardō for murdre, deth of man slayne by awayt assaut or malice prepensed, or rape of a woman, yf the chamberlayne indorse or do to be indorsed suche bill, he put the name of him that prayeth for such a charter vpon the same bill, vpon peyne of a .M. markes, and if the vnderchamberlayne indorse suche bill he shall do lykewise, vpon peyne of .CCCCC. marke. And that none other, but the chamberlayne or the vnderchamberlayne, shal indorse or do to be indorsed any suche bill, vpon peyne of a .M. markes. And that no warrant of pryuye seale shal be made to haue a charter, except that ỹ keper of the priuie seale haue suche bill indorsed or sygned by the chamberlayne or vnderchamberlayne as afore. And that no charter of pardon of treason or of other felony shall passe the chauncery without warrant of priuy seale but in the case where the chauncelor may that graunt of his office, without spekinge therof to the kinge. And that he, at whose prayer anye charter of pardon for murdre, deth of man slayne by awayte assaut or malice prepensed, treason or rape of a woman, shall be graunted, yf he were an archbishop or a duke, he shuld paye to the kinge a .M. li. yf he were a bysshop or an erle, he shulde paye to the kinge a .M. markes, and if he were an abbot, prioure, baron, or baronet, he shulde paye to the kinge .CCCCC. markes and yf he were a clerke, bacheler, or other of lesse estate, of what condicyon that he be, he shall paye to the kinge .CC. markes, and shall haue a yeares imprisonement, bycause that the sayde commons of the realme sithens haue perceyued great greuaūce of this ordinaunce aforesaid, for as much as many people for malice haue indited diuers persons for murdre, deth of a man slayne by awayt, assaut, and malice prepensed, and treason, where of truthe there was no such cause, to the entent that no man shulde be bolde to praye to the kinge our soueraygne lord for suche charter.

Chamberlayne.

Pryuye seale Chauncelor

Here beginneth the statutes made at westminster the .xvii. yere of the reygne of king Rychard the seconde.

THESE be the thinges ordeyned and stablished by oure soueraygne lord the kinge, at his parliament holden at westminster the .xb. daye of saynct Hyllarye, the .xvii. yeare of his reygne, by the assente of the sayde parlyamente, whiche he will and commaunde, that they shall be fermely holden and kepte after the purporte of the same.

Fyrste

FIRST where it was ordeyned by the noble kinge Edwarde, graunfather to oure soueraigne lorde the kyng, the .x. yere of his reigne, that no starlyng halfepeny nor farthing shal be molte for vessel, nor other thing therof to be made by the goldsmithe nor other, vpon peyne of forfeyture of the money so molten, and imprisonement of the founder, till he haue yelden to the kynge the halfe of that that he hathe so molten: notwythstandynge any charter or fraunchyse graunted or vsed to the contrarye: It is accorded and assented, that the saide ordinaunce shalbe fermely holde and kept. And moreouer it is ordeyned and assented, that no grote nor halfe grote shall be molten by no man to make vessell or other thynge thereof, vpon the same peyne. And that no golde nor syluer of Scotlande, nor of other landes beyonde the sea, shal renne in no maner of payment within the realme of Englande but shal be brought to this buillion, there to be molten in the coyne of Englande, vpon peine of forfeiture of the same, and of imprisonment, fine, and raunsome of him which doeth contrarye. And that no man shall bringe nor sende any englyshe money into Scotlande for to chaunge the same in money, or for Scottisshe money, vpon the peyne nert aforesayde.

Cap. i. Halfepeny. Farthynge. Money. Grote. Golde. syluer. Scotlande.

¶ Item that euery man of the realme maye make and put to sale and sell clothes, as well kerseies as other, of suche lengthe and bred as him please, payinge the aulnage subsidie and other deuoiers, that is to saye, of euerye peace of clothe after the rate, notwithstandinge anye statute ordynaunce, proclamation, restraynte, or defence made to the contrarye. And that none shall sell nor put to sale any clothes before ỳ they be measured by the kynges aulneger, and sealed with the seale to that ordeined, vppon the peynes conteyned in the statutes therof made, and that no man shall put, medle, cause nor make other dysceite in the clothes of kerseies, vpon peyne of forfeyture of the same.

Capi. ij. Clothes. carseyes. A ulneger.

¶ Item that the marchauntes and worsters of clothes, called syngle worstede, may bringe boltes of single worstede to what parties that them pleaseth (except to the kynges enemies) payenge the customes and subsydyes therof due, without payenge the deuoires of Caleys, notwithstanding any statute, ordinaunce, proclamacion, inhibition, commaundementes, or charters, lybertes, vsages or priuileges, graunted or to be graunted to the burgeses of Caleys, or to the marchaũtes of ỳ staple of Caleis, or to any other made or to be made to the contrary: And ỳ the obligacions & sureties taken before this time for the deuoyers of Caleys shal be restored and delyuered. Prouided alwayes, ỳ vnder the coloure of the said boltes of single worsted, they shal brig no double worstedes, nor halfe double, nor worstedes ray nor motley, vpon peine of forfeyture of the same.

Capi. iij. syngle worstede. caleys.

¶ Item that the malte whiche shall be made in the counties of Huntyngdone, Cantebrige, Northampto, and Bedforde, whiche shall be solde and brought to the cytie of London, to vitayle the kynges houshold and other lordes houshold and gentils there dwellynge and repayringe. And also for sustenance of all the people of the sayde cytie, shalbe wel and couenablie syfted, inclensed, and purified before the sale of the same, from duste and all other

Cap. iiij. Malte. London.

Mayres baylyffes. vvardeynes.

other filthe, so that the byars may haue .viii. buschels of clene malte for the quarter. And that the Mayres, bayliffes, and wardens of townes and places where such malte shalbe solde, shal haue power at euerye mannes suite that wil complayne to se and serche the sayd malte. And if defaut be found therof to make due redresse.

Capi. v. sercheoure Gaugeoure. Aulneger. collector. comtroller.

ITem it is ordeyned and stablysshed, that no serchoure gaugeoure of wines aulnegoure, finder, nor wayer of wolles, or any other marchaundises, collectour of any customes and subsidies, or comtrollours shall haue estate in his office for terme of lyfe or of yeares: but that the sayde offyces shall remaine in the kinges handes vnder the gouernaunce of the treasourer for the time beinge, with the assente of the councell when nede is. And yf any charters or letters patentes be made to the contrary, they shalbe direly adnulled, voyde and of none effecte.

Capi. vi. suggestyon. chauncelor.

ITem forasmuche as people be compelled to come before the kinges counsell, or in the Chauncerie by wryttes grounded vpon vntrewe suggestions that the Chaūcelor for the time beinge mayntenaunte after that suche suggestions be duely founde and proued vntrewe, shall haue power to ordeine and award domages after his discrecion, to him whiche is so trauayled vnduely as afore is sayde.

Capi. vii. corne.

ITem the kinge at the request of the commons to him made in thys present parliament, hath graūted licence to all his lyege people of his realme of Englande to shippe and cary corne out of the sayde realme, to what parties that pleaseth them, except to his enemies, paying the subsydies and deuoyers therof due: notwithstanding any ordinaunce proclamacion or any defēce made before this time to the contrary: Neuertheless he wil, that his councell may restraine the sayde passage when they shall thinke best for the profite of the realme.

Capi. viii. vyllaynes.

ITem where as at the parliament holden at Westminster, the .x. yeare of the reigne of our soueraigne lorde the kinge that nowe is, for as muche as villaines, and other offendours of late haue risen by assembles and outrageous nombre in diuers parties of the realme against the kinges dignitye and his crowne, and the lawes of his lande: It was straytly defended by the kinge to all maner of people, that none fromhensefor the shuld make or begin agayne such ryote or rumour nor other like. And if anye man dyd and that duely proued, he shuld be taken as a traytour to the kyng and his realme. Neuertheles a greuous complaynte was made to our soueraigne lorde the kinge in this present parliament, that diuers people not hauinge consideracion to the sayde defence, as well in the counties of Chestre, Lancastre and elsewhere in England, haue made suche assembles in outrageous nombre, to accomplysshe theyr malice, agaynste the kinges peace hys crowne his dignitie, and the lawes of hys lande: Wherefore oure soueraygne lorde the kinge in this present parliament hath defended to all the lyege people, as wel lordes as other, of what soeuer estate that they be, that none shall make suche assembles, ryote, or rumoure, agaynste the peace in no wyse: And if any such assemble be begonne, as sone as the sheriffes and

Riote. Rumour.

Assemblers.

Shyryffes.

other

other the kynges mynysters, maye thereof haue knowledge, they with the strength of the countie and countrey where suche case shall happen, shal set disturbance against suche malyce with all their power, and shall take such offendours and them put in pryson tyll due execution of the lawe be of them made. And þ all lordes and other liege people of the realme shall be attendynge wyth all their strength and power to the sheryffes and mynysters aforesaide.

¶ Item where it is conteyned in the statute of Westmynster secunde, that salmon fewes shal not be taken nor destroyed by nettes nor by other engynes at the mylstankes from the myddes of May tyll the nativite of saint Johan the Baptiste, vpon a certeyne peine lymyte in þ same statute: And where as by a statute made the .xiii. yere of the kyng that now is, it was ordeyned that the saide statute of Westmynster secunde shoulde be fermely holde and kept, ioynyng to the same, that salmon fewes shuld not be taken at þ mylles stankes or elsewhere vpon the same peyne. And that no fysher nor garthman may nor none other of what estate or condicion that he were shuld not put from hens forth in þ waters of Thamys, Humber, Ouse, Trente, nor none other water of the realme, by þ said time, nor by none other tyme of þ yere, any nettes called stalkers, nor other nettes nor ingynes, whereby þ frye or brode of salmons, lampreyes, or of any other fishe may in any wise be take or distroyed vpon the peine aforesaid: And also it was rehersed in the sayde statute made the said .xiii. yere, that where it is conteyned in þ same statute of Westmynster, that all the waters in whiche salmons be taken in the realme, shalbe put in defence as to þ takinge of salmons from the daye of the Natiuitie of our lady til saint Martins daye. It was ordeyned and assented in the saide statute made in the sayde xiii. yere, that the waters of Lone, Wyre, Mersey, Ribbyll, and all other waters in the countye of Lancastre, shuld be put in defence as to the takynge of salmons from the day of saint Mychell tyll the day of the Purification of our ladie, in none other tyme of the yere, bycause that salmons be seasonable in the said waters by the tyme aforesaide: And that in the parties where suche riuers be, good and sufficient conseruatours of the said statute, made the said xiii. yere, shoulde be assigned and swoorne, as it was ordeined in the statute of Westminster. And that they shuld punish the offendours, vpon the peine conteined in the same statute of Westminster, without making any fauour therof: which statutes haue not bene hytherto duely executed for defaute of good conseruatours, as our said souereigne lorde the kinge hath perceyued by complaint to hym made in this present parliament: wherfore it is accorded and assented, that the Iustyces of the peace of all the countyes of Englande, shall be conseruatours of the sayde statutes in the counties where they be Iustyces: And that they and euery of them at all times when they may attende, shal survey the offences and defautes attempted against the statutes aforesaid. And also shall survey and serche all the weares in suche riuers, that they shall not be very strayte for þ destruction of such frye and brode, but of a reasonable wydenes after the olde assise vsed or accustomed. And that the same iustyces,

Capl. ix. Salmon fewes.

Fysher. Garthman.

Neyes. Lamprayes.

Conseruatours.

Iustyces of peace.

Wyeares.

ces, or any of them wherby that kind of faulte or mysprision against the statutes aforesayd shal made due punishemente of them, whithe be founde in defaute after the contente of the same statutes. And that the same iustices shal put good and sufficiente vnder conseruatours of the same statutes vnder them which shalbe sworne to maintayne the peyuge seruice and punishment without any fauoure therof to be shewed. And moreouer that the same Iustices in theyr sessions shall enquire as well of their office, as at the informacion of the vnder conseruatours aforesayd, of all trespasses, mysprysions, and defautes made againste any of the poyntes aforesayde, and shall cause them which be therof endicted to come before them. And if they be therof conuicte, they shall haue imprisonement, and make fine after the discrecion of the same iustyces. And if the same be at the informacion of any of the vnder conseruatours aforesayde, the saute vnder conseruatoure shall haue the halfe of the same fine. And forasmuche as it is graunted to the citezins of London by the kinges progenitours, that they maye remoue and take all the weares in the waters of Thamys & Medoway, and that they shall haue the punishmentes therof perteynynge to the kinge: Oure sayde souereigne lord the kinge, in this presente parlyament, by the assent aforesaide, hathe graunted that the Mayre or wardein of London for the time beinge, shall haue the conseruacion of the statutes aforsaide. And shal make therof due execution and like punishemēt as afore is ordeined of the Iustices of the peace, in the sayde waters of Thamys, from the bridge of Stanes to London, and from thense ouer the same water, and in the sayd water of Medewey as farre as it is graunted to the sayd citezens, as afore is sayde.

London.

Capi. x. Theues. commission of peace.

Item forasmuche as theues notoriously diffamed and other taken with the maner, by theyr longe abidinge in prison after that they be arrested, be deliuered by chartres & fauourable enquestes procured, to the great hinderaunce of the people: It is accorded and assented, that in euery commissiō of the peace throughe the realme, where nede shalbe. ii. men of law of the same countie where suche commission shalbe made, shalbe assigned to go and procede to the deliueraunce of such theues and felones, as often as they shall thinke it expedient.

Here beginneth the statute made at Westminster the .xx. yere of kinge Rychard the seconde.

THE kinge at his parliamēt holden at Westminster, in the feast of sainct Vincent, the .xx. yere of his reigne, by the assent of the prelates, lordes, and commons of his realme of England assembled in the same presēt parlyament, for the quyetnesse and tranquilitie of his people, hathe made certayne statutes and ordynaunces in the fourme which foloweth.

Capi. i. Armour.

FIRST wher as in a statute made the .viii. yere of the reigne of the king that nowe is, it is ordeyned and assented that no man shall ride armed within the realme against the fourme of the statute of Northāpto therupon

vpon made noꝛ with Launcegayes within the ſame realme. And ꝑ the ſaid Launcegayes ſhall be vtterly put oute within the ſaide realme as a thyng defended by the kyng, vpon peine of foꝛfeiture of ꝑ ſame Launcegayes armoures oꝛ anye other harneyes in the handes and poſſeſſion of theim that beare them fromhenſfoꝛth within the ſame realme againſt ꝑ ſame ſtatutes and oꝛdinaunces, without the kynges ſpecyal lycence. Our ſoueraigne loꝛd the king conſidering the great clamour made to him in this preſent parliament, bycauſe that the ſaide ſtatute is not holden, hath oꝛdeined and ſtabliſched in the ſame parliament, that the ſaide ſtatutes ſhalbe fully holden and kept, and duely executed, and that the ſayde Launcegayes ſhal be clere out, vpon the peyne conteyned in the ſayde ſtatute of Noꝛthampton, and alſo to make fyne and raunſome to the kyng. And moꝛe ouer that no loꝛd, knight, noꝛ other, lytell noꝛ great, ſhall go noꝛ ryde by nyght noꝛ by day armed, noꝛ bere ſallet noꝛ ſkulle of yꝛon noꝛ other armoure, vpon the peyne afoꝛeſayd: ſaued and except the kynges officers and miniſters in doynge theyꝛ offyces. And moꝛeouer the kyng wyll and hath oꝛdeyned, that the ſtatute made the fyꝛſt yere of his reygne of lyueres of hattes ſhall be holden and kepte, vpon the peine conteined in the ſame ſtatute, and vpon peyne to be impꝛyſoned and make fine and raunſome to the kynge. Lyueres of hattes.

¶ Item that no barlettes called yomen, noꝛ none other of leſſe eſtate than eſquyer, ſhall vſe noꝛ beare no ſigne of lyuerey called liuerye of companye of any loꝛd within the realme, onles he be menyal and famulyer oꝛ continuall officer of his ſayde loꝛde. And that the Juſtyces of the peace ſhal haue power to enquyꝛe of them whiche do to the contrarye, and them to puniſche accoꝛdyng to theyꝛ diſcretion. Capi. i. Lyuerye. Iuſtyces of peace.

¶ Item the kynge will and defende, that no loꝛd noꝛ other of the countrey lytell noꝛ greate, ſhall ſytte vpon the benche with the iuſtyces to take aſſiſes in their ſeſſyons in the counties of Englande, vpon greate foꝛfeyture to the kynge, and bathe charged his ſaid iuſtyces, that they ſhal not ſuffre the contrary to be done. Cap. iiij. Lorde.

¶ Item where as it is conteyned in a ſtatute of the late kynge Edwarde, graundefather to the kynge that nowe is, the. xviii. yeare of hys reygne, that no maner of ſhyppe, whyche is freyghted towarde Englande, oꝛ elſe where, ſhalbe compelled to come to any poꝛte of England, noꝛ there to tary agaynſt the agrement of the mayſters and maryners of the ſame, oꝛ of the marchauntes to whome the goodes be: And yf ſuche ſhyppes come of their agrement oꝛ be dꝛyuen by tempeſt oꝛ other infoꝛtunite oꝛ miſchiefe to anye poꝛte of Englande, and the mayſters and matiners, oꝛ marchauntes of the ſame ſhyppes, wyll ſell oꝛ delyuer parte of their marchaundyſes wyth their good wyll, it ſhalbe lawful to euery perſon to bye ſuch marchaundiſes freely without impechement in the poꝛte where ſuche ſhyppes ſhall come: all be it the marchaundyſes be not put to ſale to the lande. And that the mayſters, maryners, and marchauntes, after that that they haue ſo ſolde that, that them pleaſeth of their ſayd goodes, and the cuſtome therof payd, may frely departe and go with their ſhyppes, and all the remenaunt of their goodes, Cap. iiij. Shyppe. Marchandiſe Maryner.

where

where it please them, without payeng therof custome. Our said soueraigne lorde the king for the quyetnes and ease of his people, will that the said statute shalbe holden and kept in al pointes and duely executed, notwithstanding any ordinaunce or vsage to the contrary.

Capi, v. Item forasmuche as the commons haue made complaynte, that many great mischiefes extorcions and diseases, be made by diuers people of euil condition, whiche of theyr owne auctoritie take and do to be taken rotally horses and other thiges and bestes out of theyr waines, cartes, and honses sayinge and imagening that they be to ride in hasty messages and busines, where of truthe they be in no wise priuey of no busines or message, but al onely in disceyte and subtyle by suche colour and ymaginacion do take horses, and the sayde horses so hastely do ride and euil entreate, hauing no maner of conscience or compassion in this behalfe, so that the sayde horses become al lost and foundred, paying no maner of thing nor peny for the same nor giuing them any maner of sustenaunce: And also that some such maner of people chaunging and varyinge theyr names, do take and ride such horses, and them bring to another place, so that they, to whom they belong, can neuer after by no meanes se, haue againe nor know theyr said horses wher they be, to the great mischiefe, losse destructio, and hinderance of the kinges poore people, theyr husbandrye, and of theyr liuing. Our soueraigne lorde the kynge willinge for the quietnes and ease of his people to make remedye therof, hath ordeined, that none fromhensforth shal take no such horse nor beaste in suche maner againste the agremente of theym to whome they be. And if any that do, and haue no sufficient signe nor auctority of the king he shall be taken and imprisoned tyll he hathe made due agremente to the partie.

Takers.

Capi, vi. Item our soueraigne lorde the kinge hath assented and graunted of his special grace, by assent and accorde of al lordes spiritual and temporall, & of al the comens in this present parliament, to Robert Belknape, John Holt and william Burghe knightes of the bathe, and dwelling in Ireland that they shal come agayne into Englande there to dwelle for terme of theyr lyues. And that they shal be persons able to the common lawe as the kinges liege people, without being therof impeched, notwithstandinge the statute therof made the .xi. yere of the reigne of our said soueraigne lorde the king. Sauinge alwayes againste theym, al the other pointes conteyned in the said statute.

Pardon

Here beginneth the statute made at yve. minster the .xxi. yere of kinge Rychard the seconde.

IT is to be vnderstand, that our soueraigne lorde the king by the grace of god king of England and of Fraunce, and lord of Ireland, at his parliament somoned and begon at Westminster vpon the monday next after the feast of the exaltacion of the holy Crosse, and fro thes adiourned to Wynchelsbury at the .xv. of the Hyllary then next ensuinge, and there ended, to the honour of god and holy

churche

churche, and for saluacion and surety of his realme and good gouernaunce of his people, of the assent and accorde of the prelates, dukes, erles, barons, and commons of his realme there assembled, hath made certeyne statutes & ord maunces hereafter folowinge.

Fyrste that holy churche, and the lordes spirituall and temporall, and all Cap. i.
cytees and boroughes and other comunaltees of the realme, haue and enioy their liberties and fraunchises from henceforth, as they haue reasonably had and enioyed in tyme of his noble progenitours kinges of England.

Item wher as the cōmons of the parliament haue shewed to our souerain Cap. ii.
lorde the kynge, howe in the parlyament holden at westminster the fyrst day of October, in the .x. yere of his reygne, Thomas duke of Glocestre, and Richard erle of Arundel, traitours to the kynge and his realme, and his people by false ymaginacion and compassing, caused a commission to bee made by Commission.
statute, directe to them selues and other persones at their denominacion, for to haue the rule of the kyng and the realme, as well within the kinges house as without the kynges seignories, beyonde the sea, as it is conteyned in the sayde commission, the tenour wherof doth folowe.

Richarde by the grace of god kyng of Englande and of Fraunce, & lorde of Irelande, to all them that these present letters shall se or here sendeth gretyng, we haue certaynly knowen by the greuous complaynt of the lordes and the commons. &c. as it appereth in the .x. yere, rehersyng al the sayd commyssion, so that the sayde commission and the sayde statute, touchynge the same commission, semeth to the saide commons to be preiudiciall to the king and to his crowne, and vsurpacion of the regalitie and royall power, and that the sayde duke of Glocestre and erle of Arundell dyd sende a greatte man and ypere of the realme in message to our lorde the kynge, who of theyr parte sayde, that if he wolde not graunte and assente to the sayde commissyon and statute, he shulde be in great peryll of his lyfe, and so as well the sayde commyssyon as the sayde statute touchinge the sayde commissyon, were made by constreinte and compulsion, and agaynste the agreemente of the kynge and his wyll: wherfore the said commons prayen our souereigne lorde the kynge, that the sayde commissyon, and statute touchynge the same commission, with all their dependauntes be repelled and vtterly adnulled, as a thynge done trayterously and agaynst his regalye his crowne and his dygnytee. wherupon our soueraygne lorde the kyng, of the assente of all the lordes spirituall and the proctours of the clergie, at the requeste of the sayde commons here hath repelled the sayde statute in this artycle, and the sayde commission and all the peynes and dependauntes of the same vtterlye to be adnulled for euer, for the causes aforesayde. And moreouer that the kynge of the assente of all the sayde lordes and commons hath ordeyned and stablisshed, that no suche commyssyon neyther suche lyke, be from henceforth purchased, pursued, nor made: And he that purchaseth pursueth or procureth to be made any suche commissyon, or any lyke in tyme commynge, prynelye or appertlye, or vse Jurysdiction or power by vertue of any suche commission, and the same be duely conuicte in the parliamente, he shall bee

adiudged for a traytour, and that of hyghe treason done agaynste the kyng and his crowne. And the kynge shall haue the forfeyture of his landes tenementes, possessyons and all other hereditamentes, to hym and to his heyres as well holden of hym selfe as of other.

Cap. iii. Item it is ordeyned and stablisshed, that euery man, whiche compaseth or purposeth the deth of the king, or to depose him, or to rendre vp his homage or liege, or he that reiseth people, and ryderth against the king to make warre within his realme, and of that be duly attainted & iudged in the parliament, shalbe iudged as a traytour of high treason agaynste the crowne. And he for him and his heyres shal forfeit al the landes tenementes, and possions, liberties & al other heredytamentes, which he hath or any other hath to his vse or had the date of the treason done, as well in fee tayle as in fee simple to the kinge and to his heires, as well suche landes holden of other as of him selfe for euer and also suche possession as other haue to his vse. And that this statute shal extende and holde place as wel to them whiche be iudged or attaynted for these.iiii. poyntes of the sayde treason in this present parlyament, as of them whiche shalbe iudged or attainted in the parliament in tyme to come of any of the.iiii. poyntes of treasons aforesayde. And it is not the mynde of the kynge, nor of his lordes, nor the assent of the commons aforesayde, that if any suche, whiche forfeyteth in the maner aforesayd, be infeffed in any lande, tenement, or possessyon to other vse, that that shall be comprised in the same forfeyture.

Treason.

Cap. iiii. Item the kyng, by the assent aforesaid hath ordeyned and stablisshed that if any, of what estate or condicion that he be, do procure or councel to repeale, abate, reuerse, or adnulle, any of the iudgementes geuen agaynst any statutes, or ordynaunces made in the same parlyamente or any parcell of the same in any wyse, and that duely proued in the parliament, that he shalbe iudged & haue execucion as a traytour to the kyng and to the realme. To whiche ordinaunces and statutes wel and lawfully to be holden and kept, the lordes of the realme, as well spirituall as temporall be swoyne and haue made othes before the kyng, as it appereth in the role of the parlyament.

Treason.

Cap. v. Item moze ouer our soueraigne lorde the kynge for the more suretye in tyme comming, hath ordeyned and habliſshed, that the oth of the sayd lordes shall be put of record in the parlyamente rolle. And that it be entrolled in the chauncerie, so that the successours of all the sayde prelates, vpon the forfayture of their fealtye for theyr temporalities before that they haue lyuerey of the same out of the chauncery, shall make the same othe in all tymes to come. And also that al the heires of the sayd lordes temporall in time to come, at the makynge of theyr homage or fealtie, before that they haue possessyon of their landes out of the chauncery, shall make suche an othe.

Othe.
Prelates.
Lyuerey.

Cap. vi. Item the king, at the request of the sayd commons, by the assent aforesaid for the more suretye of hym and of all his realme of Englande, and also of his people in tyme to come, hathe ordeyned and stablysshed, that the yssue males of suche persones forsiudged nowe begotten, shall not come to the parlyamentes nor to the counsels of the kynge nor of his heyres, nor shall not be

Treason.

of

of the kynges counceil noꝛ of his heyꝛes, saupnge alwayes that the yssues females of the sayd persones soꝛiudged, and theyꝛ yssues, whiche haue other straunge fathers, shall not be endomaged by this statute.

¶Item the kyng hath oꝛdeyned and stablisshed, that al the annuitees, fees, coꝛrodies, and all other charges made oꝛ graunted by them oꝛ any of them that be iudged traytours in the same parlyamente, after the daye of the treasons done, shalbe voyde adnulled and holden foꝛ none. Cap. vii. Treason.

¶Item it is oꝛdeyned & stablisshed, that the kyng shal haue the pꝛesentmentes, gyftes, & collacions of all the benefyces, whose auoysons were to the persons attainted in the said parliament, of euery voidaunce fallen after the tresons of the said persons done and begonne, except the benefyces, of which the owners oꝛ incumbentes haue ratifications of our sayde soueraigne loꝛde the kyng, which owners the kynge wyll that they shall enioye theyꝛ sayd benefyces. And sayuynge alwayes that they, whiche be in by waye of permutation with such benefyces that they haue therof ratyfycacion if they wyll pursue. Cap. viii. Treason.

¶Item our soueraigne loꝛd the kyng hath oꝛdeined and stablisshed, foꝛ the great charitee and affection that he hath in the county of Chester, & to the gentyls of the same, and foꝛ as much as the kynge him selfe befoꝛe that he dyd take the hye dygnytee of the kyng, & his honourable father befoꝛe hym, and other his noble pꝛogenytours, haue bene Erles of the said coũtie of Chester, & foꝛ the great honour of his eldeste sonne, if god sende hym any, and of his other heyꝛes, whiche shall haue the same seignoꝛie hereafter, by the assent and accoꝛde of all the loꝛdes spirituall and tempoꝛell and at the pꝛayer of the said commons hath oꝛdeined and stablisshed foꝛ him and his heyꝛes, that the said countie of Chester shalbe the pꝛincipalitie of Chester from henceforth named and holden the pꝛyncipalitie of Chester, with all the liberties and fraunchyses therof had and vsed, and in the same maner as it hathe bene beforꝛe whan he was named erle of Chester, foꝛ euer. And moꝛe ouer the kynge of his certeyne scyence, and by the assente and accoꝛde aforesayde, and foꝛ the increase and honour of the state of pꝛynces, whiche shall be there, and foꝛ the ease, concoꝛde, and tranquilitee of his liege people of the sayde pꝛincipalitye and of the counties of Flynt and Shꝛopshyꝛe, and of the seignoꝛies, whiche be ioynyng to the same, hath graunted oꝛdeyned and stablisshed, that the castell of Lyons, with the seygnoꝛies of Bꝛomfelde and Yale to the sayd castell belongyng: the castel of Chike, with the seignoꝛie of Chirkeslande to the sayde castell belongynge: The castell of Oswaldstrete, with the towne well walled with stone, and the hundꝛede, and .xi. townes to the sayd castell belongynge: The castel of Isabel, with the seignoꝛie to the same, belonginge to the castell of Dallilay, with thappurtenaunces in the countie of Shꝛopshyꝛe, and the reuercion of the seygnoꝛye of Cleue, with all theyꝛ appurtenaunces, whiche Edwarde erle of Rutlande holdeth foꝛ terme of his lyfe, all whiche townes castels and seignoꝛies aforesayde were to Rycharde late erle of Arundel, and whiche by foꝛce of the iudgement geuen against the said erle in the saide parlyament, be foꝛfeit to our soueraigne loꝛde the kynge, shalbe from henceforthe annexed vnyted and incoꝛpoꝛate to the sayd pꝛincipalitie of Chestre and shall Cap. ix. Chester. Pꝛincipalitee of Cheſtre.

wholy abyde and remaine to the same pryncipalitee, as parcell & a membre of the same for euer, without beyng geuen, sold, aliened, seuered, or departed fro the pryncypalytee to any persone by anye waye hereafter. And that no gyfte nor graunt at any tyme hereafter be made of the said pryncipalitie, nor of the castels, seygnoryes, and townes aforesayde to no persone, but all onely to the kynges eldest sonne, whiche shalbe prynce there, if it please the kinge to make him. And that the same eldest sonne, which shall haue the sayd pryncypalitie shal haue also the said castels, seignories, and townes as vnited and annexed to the same pryncypalytee, without beynge seuered or departed from the same in tyme to come, so that the sayde resyauntes lande tenauntes and all the inhabitauntes within the sayde castels, seignories, and townes, shall haue, vse, and enioyne, al theyr auncyent lawes, ryghtes and customes, therof olde tyme reasonably had and vsed. Saued and reserued alwayes to our souerayngne lord the kyng his regalye, lybertie, and fraunchise, and the rightes of his crowne. Prouyded alwayes that the sayde pryncipalitee and the seygnoryes aforesayd, shal haue and enioye the same lawes, lyberties, and customes vsages, ryghtes, and fraũchises of olde time in the same reasonably had and vsed, as playnely and wholy as it was had and vsed before the beginnynge of the same parlyament: The name of the countie of Chester chaunged into the name of the pryncipalytye of Chester, and thannexion and vnyon of the sayde castels, seygnowryes, and townes, to the same notwithstandyng.

Cap. x. ¶Item at the request of the commons, and by the assent of the lordes spirituall and temporall aforesayde, it is ordeyned and stablished, that the castel and sherysewyke of wyncheſter, whiche Thomas late erle of warwyke dyd holde in fee, and whiche by force of the iudgemente geuen agaynste the saide erle in the sayd parlyament be seased into the kynges handes as forfete, with tournes and hundredes rentes and salthouses, as well in Worcestre and in the wich as els where, and all other profytes and thinges to the said castell and sherifewyke pertaynyng and belongynge in any wyse or colour, as fully and wholly as the sayde erle before the sayd forfaiture had, shall be abydyng and remaynynge to our souerayngne lorde the kynge and to his heyres, for euer, without beynge geuen or graunted to anye, or to bee seuered from his crowne at any tyme hereafter.

Castel. Shirifewyke. of wincheſter.

Cap. xi. ¶Item in the same maner, that all the hundredes, tenours, courtes, lybertyes, and fraunchyses, whiche Thomas late duke of Gloucestre dyd holde in the countie of Essex of the gyfte and graunte of the kynge, and of kynge Edwarde his graundfather, whiche were of olde tyme annexed and ioyned to the sherysewyke of Esser, as parcell of the same, and whiche nowe by forfeyture of the sayde duke, be in the kynges handes as forfeyted, shall be abydyng and remaynyng to the kyng and to his heyres ioyned annexed and vnyted, to the sherysewyke of Esser, as parcell of the same for euer, without beynge geuen or graunted to any, or to be seuered or departed from the same sherifewyke at any tyme hereafter.

Shirifwyke of Essey.

Cap. xii. ¶Item the lordes, whiche were appellauntes in the said parliament, that is to saye, Edwarde duke of Ammarle, Thomas duke of Surrey, John duke

of

of Exceter, Iohn marques of Dozet, Ihon erle of Salysbury, Thomas erle of Glouceſtre, and wyllyam erle of wylteſhyre, prayed to the kynge receyuyng and ſhewyng, howe certeyne lozdes, which be conuicted and attainted that is to ſaye, the duke of Glouceſtre and the erles of Arundel and warwyke aſſembled at Hetyngey, forcybly and in great numbre in the maner of warre, made barreyers betwyxte the kynge and them, that the kynges lyege people myght not approche to the kynge to ſocour him, and ſo came in ſuch forcyble maner to his palays of weſtminſter, arayed in maner of warre, that the king myght not than reſyſt them without great peril of his body and dyſtruction of his people: So that by coheroion and compulſion the ſayd duke and erles made the kyng to ſomon a parliament at weſtmynſter the morow after the Purificacion of our Lady, the.xi.yere of his reigne, whiche parliamente ſo begon the ſayd duke and erles in ſuch forcyble maner contynued to the ende, and in the ſame dyd geue many dyuers iudgementes, as wel of death of man as otherwyſe, vpon dyuers of the kynges liege people, and dyd geue iudgement of forfeytures, of landes, tenemenets, goodes, and cattalles, wherof thei be conuycte of hye treaſon, and alſo for certeyne queſtions, whiche were demaunded by the kynge touchynge his eſtate and regalye, of certeyne of his Iuſtyces than at Notyngham the ſame yere. And for their anſweres of the ſame geuen to the kynge vpon the ſame queſtions, the ſame iuſtices were foriudged of their liues and iudgement geuen agaynſt them of forfeyture of their landes, tenementes, goodes and cattalles, the ſaid duke and erles made dyuers ſtatutes and ordinaunces in the ſayde parlyamente at their wyll: whereupon the ſayd appellantes, conſiderynge the ſummons of the ſayd parlyament to be made expreſſely agaanſte the ryghte of the kinges crowne, and cõtrary to the libertie and fraunches of his perſon & royal eſtate, willynge to acquyte them to the kinge as his faythfull lyege people, prayed hym that the ſaid parlyament be adnulled and clerely holden for none. And that al the iudgementes, ordinaũces, and ſtatutes made and geuen in the ſayd parliament, and all thinges dependynge vpon the ſame, ſhall be adnulled and reuoked and holden for none, as a thinge done withoute auctoritee, and agaynſt the wyll and lyberte of the kynge, and the ryght of his crowne. And that the landes, tenementes, fees, and auouſons, and all other poſſeſſyons ſeaſed by colour of the ſayde iudgementes, ſhall be reſtored and delyuered to them which were ſo iudged, to them and to their heires. And alſo the ſayde commons prayed to the kynge, as the ſaide appellantes prayed and ſayd, that their intente was to haue prayed lykewyſe: And therupon the lozdes ſpirituyll and temporall, and the procurours of the clergye ſeuerally examined, aſſented expreſſely, that the ſaide parliament, and all the ſtatutes, iudgementes, ordinaunces, and all other thynges therof made and folowed, ſhall be voyd and adnulled and of no force nor valure, and reſtitucion made as afore is ſayde. And alſo as well the lozdes ſpirituall and temporall and the procurours of the clergie, as the ſayde commons were ſeuerally examined of the ſayde queſtions, and of the anſweres of the Iuſtyces aforeſayde, the tenour wherof followeth in this maner.

Treaſon.

Parliament.

MEmoꝛandum that the. xxv. day of the moneth of Auguſte. the xi. yere of the reigne of kynge Rycharde the ſeconde, at the caſtell of Notynghaim beſoꝛe our ſayde ſouerayngue loꝛde the kyng. Roberte Treſylyan chiefe Juſtyce, Roberte Belknape chiefe Juſtice of the common bench, John Holte, Roger Fulthoꝛpe and wyllyam burghe knyghtes, felowes of the ſayde Roberte Belknape, and John Locton, one of the kynges ſeriauntes at the lawe, beynge perſonally requyꝛed in pꝛeſence of the loꝛdes and other witneſſes vnder wꝛitten by our ſaid ſouerayngue loꝛde the kynge, in the faith and legeaunce by whiche they be fermely bounden to the ſayde kynge, that they ſhulde truely anſwere to certayne queſtions vnder wꝛytten, and beſoꝛe them recyted, and vpon the ſame by theyꝛ diſcrecions to ſay the lawe.

The. i. queſtion. FYꝛſt it was enquyꝛed of them, whether of the ſame newe ſtatute and oꝛdinaunce, and the commiſſion made in the laſt parliament holden at weſtmynſter, be hurtfull to the kynges royall pꝛerogatyfe.

The anſwere. CWhere vnto all of one mynde anſwered, that they be hurtfull, and ſpecyally becauſe they were agaynſt the kynges wyll.

The. ii. queſtion. CItem it was inquyꝛed of them, howe they ought to be punyſſhed, whiche pꝛocured the ſayde ſtatute, oꝛdynaunce, and commyſſion to be made.

The anſwere. CWhere vnto of one aſſent they aunſwered, that they deſerue to be puniſhed by the capitall peyne, that is to ſay, of death, oneles the kynge in this partie of his grace well pardon them.

The. iii. queſtion. CItem it was enquired, howe they ought to be punyſſhed, which excited the ſayde kynge to conſente to the makyng of the ſayde ſtatute, oꝛdynaunce and commiſſion.

The aunſwere. CWhere vnto of one mynde they ſayde, that oneles the kynge wolde geue them his pardon, they ought to be puniſſhed by the cappytall peyne.

The. iiii queſtion. CItem it was enquyꝛed of thē, what peyn thei deſerued, that compelled the king to conſent to the making of the ſaid ſtatute, oꝛdinaūce, and commiſſion.

The anſwere. CWhreevnto by one aſſent they gaue anſwere, that as traitours they ought to be puniſſhed.

The v. queſtion. CItē how thei ought to be puniſhed, that did interrupt the king, ſo that he might not exerciſe thoſe thinges that perteyneth to his regaly & pꝛerogatike.

The aunſwere. CWhere vnto of one aſſente it was anſwered, that they oughte to be punyſſhed as traytours.

The. vi. queſtion. CItem it was enquyꝛed of them, whether that after that the buſynes of the realme and the cauſe of the aſſemble of the parlyamente were by the kynges commaundment diſcloſed and declared in the parliament, and other articles lympyte by the kynge, vpon whiche the loꝛdes and commous of the realme ought to pꝛocede in the ſame parlyament, if the loꝛdes and commons wolde in any wyſe pꝛocede vpon other artycles, and in no wyſe vpon the articles by mytte by the kynge, tyll the kyng had aunſwered to the artycles exꝛeſſed by them: notwithſtandynge that they were by the kynge enioyned to the contrary, whether the kynge in this caſe oughte to haue the rule of the parlyament, and in dede to rule, to the entente that vpon the artycles lympyte by the

king

kyng they ought fyrst to procede or not, before they procede any further.

¶To whiche question of one mynde they answered, that the kynge in this partie shulde haue the rule, and so in order one after an other in all other artycles touchynge the parlyament, tyl the ende of the parliamente. And if any do contrary to this rule of the kyng, he ought to be punished as a traytour. The answere.

¶Item whether the kyng, whan so euer it pleaseth him myght dyssolue the parliament, & commaund his lordes & cõmons to depart from thence or not. The. vii. question

¶Where vnto it was of one mynde answered, that he may. And if any wold procede in the parliament agaynst the kynges wyll, he is to be punished as a traytour. The answere.

¶Item it was enquyred, sense that the kyng, whã so euer him pleased might remoue his officers or Justices, & to iustefy & punisshe them for their offences whether the lordes and commons myght, without the kynges wyll, impeche the same officers and Justyces vpon their offences in the parliament or not. The. viii. question

¶To whiche question it was by one mynde answered, that they myght not. And he that doth contrary is to be punysshed as a traytour. The answere.

¶Item it was inquyred, howe he is to be punysshed that moued in the parliament, that the statute shuld be sent for wherby Edwarde the sonne of king Edward, great graundfather to the kyng that now is, was an other tyme endyted in the parliament, by thenspection of which statute, the sayd newe statute or ordynaunces and commission were conceiued in the parliament. The. ix. question

¶To whiche question of one accorde they answered, that as well he that so moued, as the other whiche by force of the same motyon brought the sayde statute into the parlyamente house, be as crympnous and traytours worthy to be punished. The answere.

¶Item it was enquyred of them, whether the iudgement geuen in our parlyament holden at westminster agaynste the erle of Suffolke, were erronyous and reuocable or not. The. x. question.

¶To whiche question of one assente they saide, that if the same iudgemente were nowe to be geuen, the same iustices and serieaunte aforesayde wold not geue the same, because it semed to them that the same iudgement is reuocable as erronious in euery parte. In wytnesse wherof the Justyces and serieaunte aforesayde to this presente haue set theyr seales. These men beyng wytnesses, the reuerende fathers the lordes Alexander archebysshoppe of Yorke, Roberte archebysshoppe of Dublynde, John bysshoppe of Durham, Thomas bysshope of Chestre, John bysshope of Bangor, Roberte duke of Irelande, Myghell erle of Suffolke, John Rypon clerke, and John Blake, Dated the daye, place, moneth, and yere aforesayd. The answere.

¶Vvhiche questions and the answeres of the same, as well before the kyng and the lordes, as before the cõmons were redde & perceyued, and it was demaũded of al the states of the parliament, howe thei thought of the answeres aforesayde: And they sayde, that they thought, that the sayd Justices made, & gaue their answeres duely & lawfully, as good & lawfull lyege people of the king ought to do. And in the same maner syr Thomas of Skelton lerned in the lawe, & william Hankeford, & william Brenchesley the kinges serieaũtes

demaunded by the kynge of their aduyse in this behalfe, sayde, that the answeres were good and laufull. And that they wolde haue geuen the same answeres, if the sayde questions had bene demaunded of them. And my lord William Thirnyng chiefe Justyce of the common benche, sayde that the declaracion of treason not declared, belongeth to the parlyamente. But if he were a lorde or a piere of the parliament, if he had bene demaunded, he wolde haue said in the same maner. And in like maner said my lord William Rikehyll iustyce of the common place, and after the commyng of my lorde walter Clopton chyefe Justyce, he sayde in lyke wyse. wherfore the sayde answeres bee iudged and affermed for good and suffycyente in the sayde parlyamente. where vpon the kynge, by the assente of the lordes spyrytuall and temporall, and the procuratours of the clergye, and the sayde commons, and by the aduyse of the Justyces and serieauntes afore sayde, there beynge, it was awarded and iudged, ordeyned and stablisshed, that the sayde parlyament holden the said xi. yere, shalbe clerely adnulled and holden for none, as a thynge made without auctorite and agaynst the wyll and libertye of the kynge and the ryghtes of his crowne. And that all the indgementes statutes. and ordynaunces made in the same, with all thynges dependynge vpon the same, shall be reuoked and adnulled, reuersed, and clerely repealed and holden for none. And that all landes, tenementes, fees, auoulsons, and all other possessions seased as forfeyte by colour of the sayde iudgementes, shall be restored and delyuered to them whiche were iudged or put out, to theyr heyres, and to them that haue in other maner cause of action or tytle of ryght in this behalfe, with all maner of lybertyes and fraunchyses and prryuileges, as farforthe and wholy as they had at anye tyme, with restytucion of goodes and cattalles. But our soueraigne lord the kyng, by aduyse of the said lordes and commons, conslderinge howe the kynge for recouerie and relefe of his liege people, whiche were so iudged or put out and to make them to haue restytucion of theyr estates and landes, tenementes, fees, auoulsons, and other possessyons aforesaide, hath had and supported greate and exceslyne costes and expenses, it semeth to the kynge and to all the lordes, that touchyng the sayde restitucion it shall be a competente satisfaction to the sayde personnes foriudged and put out, and to their heyres to haue restitucion of theyr goodes and catalles, or of the issues and profytes of the sayde landes and tenementes taken in the meane tyme. And moreouer as to them, whiche haue bought and purchased of the kynge muche of the landes and tenementes aforesayde, some in demeane, and some in reuersion, for certayne sommes to be payde to the kynge he hath charged his counsel to enquyre by their aduise of the valoure of the sayde landes and tenementes so solde, and howe muche the byers therof haue taken in the meane tyme: and therupon trete and make with them suche ende as good faythe and conscyence requyreth: And therupon it is ordeyned and stablysshed, that all they whiche will pursue for the restytucion aforesaide, or for their recouery in this behalfe, shall haue a wryt of Scire facias retournable in the chaūcery, as often & such as they shal thinke nedefull, or take any other action at the common lawe if they wyll, and that

they

they mate sue agaynst them whiche be tenauntes of the freholde, the monday nexte after the sayde.xv.yere of sayntt Hillary, and that their recouery be good and effectuall agaynst them, notwithstandynge any alienations or demyses made sense the sayde monday, or agaynste other tenauntes at their election. And that no protection be alowed in this case, nor no delay by nonage, nor re streynt nor aydeprayer, but by aydprayer of the kynge. And that the said keper of the prypy seale shall make therof letters of Procedendo, without pursuynge or speakynge to the kynge, or other delay, without doynge wast or destruction in the meane tyme.

¶Item our soueraygne lorde the kynge at the instaunce of the sayde lordes appellauntes, and by assent of other lordes of the parlyament, consyderinge Cap. xii.
howe it was iudged by all the estates of the parliament, that the answere made by Roberte Tresilian and other his sayde companions the kynges Justices at Notyngham, the sayde. xi. yere, vpon a certayne question of them demaunded, as it appereth aboue, touchynge Myghell de la Pole late erle of Parliament.
Suff. was iuste good and lawfull: And that the sayde iudgement geuen agaynst the sayde erle in the sayde parliament, the sayd.x.yere of our sayd soueraygne lorde the kynge, was erronious and reuocable, as before it appereth, hath by the assente of the parlyament awarded, iudged, and also stablisshed, that the sayd iudgement geuen agaynst the sayd erle in the sayd parliament, the saide.x.yere, shall be repealed, reuersed, and clerely adnulled, in like maner and fourme as the exigentes geuen agaynst the sayde erle and other iudged in the sayde parlyamente, holden the sayde xi.yere, were reuersed and adnulled in the same parlyament determined at Shroysbury. And that all the landes and tenementes, rentes, fees, and auoutions, and al other possessions, whiche were to the sayde erle, and sealed as forfeyte by coloure of the sayde iudgement in the sayde parliamente the saide.x.yere, with all maner of lybertyes fraunchises and priuileges, as farre forthe and as wholly as the sayde erle had them at any tyme before, shulde be restored to the heyres of the sayde erle, without hauyng any issues or profytes of the same in the meane tyme: and that the sayde heyres haue their sute and recouery in the same maner as before.

¶Item where as the commons shewed to the kyng in the same parliament, Cap. xiii.
howe the sayde.xi.yere, at the tyme that the lordes that be attainted, gathered them in greate numbre forcyblie with manie people, and came to Ratecote brydge, where many robberies, theftes, felonies, trespasses, outrages, Pardon.
and ryotes were done, by whiche, great mischiefe and trouble maie come to the people hereafter, wherof they pray (to eschewe suche myschieles and troubles) that it wolde plese the kynge to ordeyne and stablisshe in the sayde parliament, that all actions and sutes of the partie, for all roberels, theftes, felonies, trespasses, outrages, and rightes done by them, whiche rose in the company of the saide lordes at the tyme, and by that occasion, bee extynct for euer: wherupon the kynge by aduyse of the estates of the parlyamente hath ordeyned and stablisshed, that all the saide actions and sutes shulde be clerely extynctte and adnulled, without hauynge therof anie remedie in anl

wise

wyse in tyme to come.

Cap. xv. ¶ Item our soueraygne lorde the kynge in the sayde parlyamente consideryng the great affectiō and loue to him shewed by his people, and their good port and the great tendernes and dilygence that they haue had for saluacion of his realme estate and right of his crowne: And also for consideracion of the graunte that they haue made at this tyme of their good will, more than they haue done to anye of his progenitours before this tyme, that is to saye, the subsidy of the wolles, lether, and wolfelles, for terme of his lyfe, & a disme and quynzyme, and an halfe to be payde in maner comprysed in theyr sayde

Pardon general. graunte, and wyllynge of his royall benygnytee to prouyde the quyetnes, peace, and tranquilitee of his sayd people, & that they shuld haue the greater cause and corage to do well, to the beste of their power in tyme to come, hath pardoned and released to al his lyege people of Englande, of what so euer estate or condicion they be, and to euerye of them, all maner of escapes of felones, catalles of fugitiue persōnes and felones, trespasses, negligences, misprysions, ignoraunces, and al other articles of the eyre and other thinges fallen or chaunced within the realme of England, wherof the punyshment lieth in fyne or in raunsome or in other pecuniar peynes or otherwyse imprysonment, amercementes of commons of or townes of singuler persons, or charge of freholde of them which neuer trespassed as heyres or tenauntes of landes, of Eschetours, shyriffes, or corōners, and suche other. And also hath pardoned and released al maner of giftes alienacions and purchases made by the of landes tenementes or any other possessions holden of him, in chyefe without the kinges lycence, and al maner of entrees made in their herytages purchases or otherwise in parte or in whole after the dethe of theyr auncestre, or of any other without pursuite or due processe therof made, til the thursday the last day of the moneth of January the laste daye of the sayde parlyament, excepte those landes, tenementes, and possessyons, whiche be alyened into mortmayne without lycence royall. And also hath thense wholly pardoned and released al maner of fynes, amercyamentes, yssues, forfetes not iudged nor determined made fallen or happened within the same realme of Englande before the sayde thursdaye. And also hath pardoned them generally the sute of his peace for all maner treason and felonies made or done before the sayde thursday, and the vtlagaries if any by this occasion be in them pronounced except murders and rapes of women, and common theues endyted the thursdaye, and that the pernours, and they which be appealed of the death of man at the suyte of the partye, and excepte them whiche haue compassed and purposed the kynges death. Prouided alwayes that none shall haue benefyte of this pardone for treason nor felonye, if he pursue not a charter of pardon. Prouyded also that they that ryde and gathered them forcyblye agaynste the kynge, the .xi. yere of his reigne, with the lordes whiche be nowe iudged and conuycte, shall haue no benefyte of this acte at this tyme, if they pursue not a charter of pardon in this behalfe betwyxte this and the feaste of saynct John the baptyst nert commynge. And the kynge our souerayne lorde, vpon the graunt of this grace and pardon so made to his lyege people at this

time,

tyme, made an open declaracion by his owne mouthe. So that if the lordes and commons of the realme, whiche shall come to the parlyamentes in time to come do put or make any lette or disturbance contrarie to the graunte of the sayde subsydy of wolles, lether, and wolfelles so graunted to him for terme of his lyfe, that than the sayde grace and pardone shal be voyd and clerely adnulled.

Cap.xvi. ¶ Item it is to be remembred, that where as the kynge at the request of the same parliamente makynge to them dyuers petycyons, as well for speciall persones as other not redde nor answered, and whiche for shortenes of tyme may not wel be determined duringe the tyme of the parlyament, it is ordeyned and assygued by auctorite and assent of the said parlyament, that John duke of Lancastre, Edmunde duke of yorke, Edmunde duke of Ammerle, Thomas duke of Surrey, John duke of Excestre, John marques of Dorcete, Roger erle of Marche, John erle of Salysburye, and Henry erle of Northumberlande, Thomas erle of Glouceſtre, Thomas erle of wincheſter, and William erle of wylkeshyre, or. vi. of them, John Hussey, Henry Grene, Hohn Russhel, Henry Chelmeswike, Robert Teye, and John Golofre knightes comminge for the commons of the realme to the sayde parlyament, or. iii. of them, shall examine, answere, and plainely determine all the sayde petycyons and the matters conteyned in the same, as they shall thynke beste by theyr good aduyse and discrecion in this behalfe by auctorite of the sayde parlyamente, as apperethe more playnely in the rolle of the sayde parlyamente: Our soueraigne lorde the kynge by the assente of the dukes of Lancastre, yorke, Ammerle Surrey, and Excestre, and of the sayd marques, and of the sayde erles of Marche, Salysbury and Glouceſtre and the saide John Hussey, Henry Grene, and John Russhell by vertue and auctorite to them committed in the parlyament, hath receiued and herde certayne petycyons, and therupon made certeyne ordinaunces and statutes folowyng, that is to saye whereas in a statute made in the parlyament of our soueraygne lord the kynge holden at westmynster the. xiii. yere of his reigne was conteyned that no shomaker nor cordewayner shuld not vse the mystery of tannyng, nor no tanner shuld vse the mistery of cordewayner nor shomaker, vpon a certaine peyne comprised in the same statute. And notwithstandyng the sayde statute and peyne many cordewayners and shomakers do yet vse the mysterye of tanner (as is aforesayde) in contempte of the kynge and in greate dyscreyte and impouerysshmente of the commons, because that due execucion is not therof made: wherupon the kynge wyll and hath ordeyned and establysshed by the assent aforesayde, that the sayde statute so made be holden and kepte, and duely executed with the peynes of the same in all poyntes notwithstandynge any appeale, statute or ordynaunce made to the contrary.

Cordwainer, Tanner.

Cap.xvii. ¶ Item at the greuous complaynt of the commons shewed howe the staple was lymitted to remaine at Caleys, and that al the wolles, wolfelles, lether, leade, tinne, chese, butter, and hony, passynge out of the realme of Englande, and of the landes of Irelande and wales, had recourse to the sayde place of Caleys and no place elsewhere, certeyne persones by their suggestion haue purchased

purchaſed licences to cary wolles and other marchaundiſſes afozeſayde to-warde what parties that pleaſeth them beyonde the ſea, where as they that haue no ſuche lycences oughte to abyde at the ſayde place of Calayes, to the great pzofite of them that be lycenſed, and domage of them which haue no licence, and dyſtruction of the ſayde ſtaple, to the great domage of the mynte cunage and cuſtomes of Caleys. The kynge by the aſſente afozeſaide wyll ozdeyneth and ſtabliſſheth, that the ſtatute therof made be holden and kept, as to the great marchaundiſes, that is to ſaye, wolles, lether, wolfelles, tinne & leade, all onely without grauntyng any licence to the contrary, but by the ſpeciall lycence of the kynge hym ſelfe: and if any ſuche lycence be graunted it ſhall be repealed.

Cap. xviii. Caleys. Beakins.

Item where as many wozkes beynge aboute the towne of Caleys, which in ſaluacion and defence of the ſame towne & the marches there, nede daylye to be maynteyned and repaired, there be two great wozkes moſt neceſſary of all to be ſuſtayned and ſuppozted, that is to ſaye, the beakins befoze the pozt there, and the place called Paradiſe, which is nygh to the dytches of the ſame towne whiche dytches by the concourſes and rages of the ſea, bee alwayes febled and impayzed, as wel of ſtones caſte oute of the ſtuffing of the ſame as alſo of tymbze, ſo that if they be not haſtely amended, made, and repayzed, the ſaid pozt is lykely to be deſtroied and vndone foz euer: and the ſaid place of paradyſe is nowe ſo ruynous and feble, that if it be not newely made and ſufficiently maynteyned and kepte, it is lykely that in that defaute the walles of the ſame towne in this behalfe in ſhozte time by the great abundaunte concourſes of the ſea, ſhalbe clerely decayed, in deſtruction and vndoyng of the ſaide towne, to the great domage of the kinge and of his realme of Englande, whiche god defende: Agaynſt whiche perils alwaies to ſet ſufficiente remedy, it is all onely at the kynges coſtes and expences, and ſhall be verye great and greuous charge, if a conuenient ozdinaunce thereof be not pzouided. wherfoze our ſoueraigne lozde the kinge by the aſſent afozeſayde, hathe ozdeyned and ſtabliſhſed, that all maner of ſhyppes accuſtomed to come to the ſayd pozte out of the countre of Englande (fiſſher botes al onely excepte) ſhall bzinge with them all their laſtage of good ſtones conueniente foz the ſtuffynge of the ſayde beakins, in makinge there reaſonable deliueraunce from time to time at their commynge thither to the treaſozer, whiche foz the tyme ſhall be there, oz to other mynyſters thereto by him ozdeygned, vppon the peine. of. ii. d. foz the weight of euery tonne, and as muche at the ſayde ſhippes be of pozrage. And that all maner of ſhippes entrynge as theſaide place of paradiſe there to reſte, ſhall pate at euerie their entre there. xiiii. d. ſterlynge, and there vpon it ſhall be lawfull to them, if they wyll there tarye foz. xiiii. dayes with as many nyghtes than nexte enſuynge, without payeng therof moze foz their ſayd entre. And alſo in caſe that the afozeſayde ſhyppes oz botes, tarye ouer the. xiiii. dates and nyghtes afozeſayde, than they ſhal pate foz euery date and nyght a peny, and foz the day alone a halfepeny, and foz the night alone a halpeny. And mozeouer it is ozdeined, that no maner of perſonne ſhall pzeſume to tie ante maner of ſhippe noz bote by cable, cozde-

Shippes. Laſtage.

noz

noꝛ otherwyſe to the tymbꝛe noꝛ ſtones of the ſayde beakyns noꝛ paradyſe, noꝛ alſo of the newe keye otherwyſe called the wharfe at the ſyde of the ſayde poꝛt of the towne of Caleis, vpon peyne of.xl. pence to be leuyed of the ſhippe oꝛ bote, whiche ſo ſhall be founde tyed. And alſo that the treaſourer, whiche there foꝛ the tyme ſhall be, ſhall haue full power foꝛ him and foꝛ his deputyes, to leuye and receyue the money of the peynes afoꝛeſayde incurred and tylynge, and thereof to make paymente accoꝛdynge as ſhall bee nedefull in his ſayde office, by the vertue and controllemente of the kynges controllour there.

¶ Item where as by ſir Edwarde, late kynge of Englande, graundefather to oure ſoueraygne loꝛde the kynge that nowe is, the.xxv. yere of hys reigne, foꝛ a muche as common paſſages of ſhyppes and botes in the great ryuers of Englande, were oftentymes troubled by the leuyenge of weares, mylles, ſtankes, and kyddels, to the great domage of the people. It was accoꝛded and ſtablyſſhed, that al ſuche weares, mylles, ſtankes, ſtakes, and kydelles, whiche were leuyed and ſet vp in the tyme of kynge Edwarde, ſonne to kynge Henry, and ſenſe in ſuche ryuers where by the ſhyppes and botes be troubled, that they can not paſſe as they were wonte to do, ſhall be out and pulled downe foꝛ euer, withoute beynge releuyed. And that wꝛyttes thereꝛpon ſhalbe ſente to the ſheryffes of the places where nede ſhall be, to ſurueye and enquyꝛe, and to make therof execution. And alſo that the iuſtyces ſhalbe therꝛpon aſſygned at all tymes whan nede ſhall enquyꝛe. Cap. xix. Weares. Mylles. Stankes. Stakes. Kydelles.

And after at the greuous complemt of the great men and of the commons made in the parliament of the ſaid king Edward the graundfather, the.xlv. yere of his reigne, complaining by their petition, that the ſayde ſtatute is not duely executed noꝛ kepte after theffect of the ſame, it was oꝛdeyned and ſtablyſſhed, that the ſayd ſtatute in that point ſhulde be holden and kepte after theffect of the ſame. Joynynge there vnto that if any ſuch noyſaunce be made it ſhal be pulled downe by due pꝛoces conteyned in the ſayde ſtatute. And he whiche doth the ſayde noyſaunce to be releuyed, and therof be duely attaynted, ſhall incurre the peyne of a.C. markes to the kynge, to be leuyed by the eſtrete of the Eſchequer. And that ſuche lawe ſhall holde of noyſaunces by the enhaunſynge of ſuche weares, mylles, ſtankes, and kydelles, as by newe leuyenge, as in the ſayde ſtatutes moꝛe fully appereth. And nowe at the requeſte of the ſayde commons, ſhewynge by their petiction, that the common paſſages of ſhyppes and botes in the greate ryuers of Englande. And alſo medowes and paſtures and errable landes toynynge to the ſayde ryuers, bee greatly troubled, doꝛowned, waſted, and deſtroyed by the outragious enhaunſynge and ſtraytynge of weares, mylles, ſtankes, and kydelles, of olde tyme made and leuyed befoꝛe the tyme of the ſayde kynge Edwarde, ſonne to kynge Hentie, whereof greatte domages and loſſes hathe oftentymes happened to the people of the realme, and daylye ſhall happen if remedye thereof be not prouyded: It is accoꝛded and ſtablyſſhed by the aſſent afoꝛeſaide, that the ſayd ſtatutes in all their articles ſhal be fermely holden and kepte, and alſo duely executed, with the peines, and after the

effect

effecte of the same, Joynynge to the same, that commissions shall be made in due forme to some sufficient personnes to be iustices in euery countie of Englande where nede shalbe to suruey and also kepe the waters & great riuers there, and the defautes to correct & amende, and to make due execution of the sayd statutes after the effecte of the same, as well by theyr surueynge, aduise, and discrecion, as by enquestes therof to be taken without kraunchyse and without. And whan nede therof shall be to here and determyne the thynges aforesayde. And more ouer to suruey the weares, mylles, stankes, stakes, and kydelles of olde tyme made & leued before the sayd tyme of kyng Edwarde, sonne to kynge Henry: And suche as they shall fynde to muche enhaunsed or strayted, to correct or pulle downe and amende, in the maner and fourme aforesayde, saynge alwayes reasonable substaunces of the sayde weares, mylles, stankes, stakes, and kydelles aforesaide of olde time so made and leuyed. And if any suche noysaunces of weares, mylles, stankes, stakes, and kydelles of the passages and stretes of olde time made and leuyed, be iudged or awarded by the sayde Justices to be corrected and amended, he that hathe the freholde thereof, shall make thereof execucion at his costes, within halfe a yere after knowlege to him made, vpon peine of an. C. markes to be leuied payde to the kynge by estretes of the eschequer, and he that dothe them to be releuyed or enhaunsed or straited agaynste the sayde iudgemente, and therof duely conuicte, shal incurre the peyne of an. C. markes to be paid to the kyng by the estretes of the Eschequer aforesayde. And in case that any fealeth him selfe greued by execucion or otherwise in this behalfe agaynst ryght and reason, he shall pursue and haue ryght and remedye.

Cap. xx.

¶ Item the kynge by the same assente of the sayde lordes and knyghtes so assigned by the sayd auctoritee of parlyamente, wyll and hath ordeyned, that euery persone that procureth or pursueth to repeale or reuerse any of the sayd statutes or ordynaunces made by the kynge, by the assente of the sayd lordes and knyghtes assigned, by power and auctoritee of parlyamente, and that duely proued in the parlyamente, he shall be iudged and shall haue execucion as a traytour to the kynge and to the realme, in lyke maner as they which pursue or procure to repeale the statutes and ordynaunces made durynge the tyme of the sayde parlyamente.

Treason.

¶ Thus endeth the statutes made in the tyme of kyng Rycharde the seconde.

HERE BEGYNNETH THE STATVTES MADE IN THE FYRST YERE of the reigne of kyng Henry the.iiii.

HENRY BY THE GRACE OF GOD KYNGE OF ENGLANDE AND OF FRAVNCE and lord of Irland, to the honour of god and seuerence of holy churche, for to nourysshe, vniter, peace, and concorde of all parties within the realme of Englande: And for the reliefe and recouery of the same realme, whiche nowe late hath ben myscheuously put to great ruyne, myschiefe, & desolacion, of the assent of the prelates, dukes, erles, barons, and at the instaunce and specyall requeste of the commons of the same realme, assembled at his parliament holde at westmynster in the feaste of seynt Feythe the vyrgin, the fyrste yere of his reigne: hath made, ordeyned, and stablisshed, certeyne ordynaunces and statutes in fourme as hereafter foloweth.

FYrst that holy churche haue and enioye all her ryghtes, lyberties, and fraunchyses, entyerly and without enblemynysshyng: And that the great chartre, and the chartre of the foreste, And all the other good ordinaunces and statutes made in the tyme of his noble progenytours and not repealed: be fermely holden and kept in all poyntes. And that the peace within his realme be holden and kept, so that all his lawfull lyege people and subiectes mate from henseforth saufely and peacybly go, come, and dwell, after the lawful vsages of the same realme, And that good iustyce and euen right be done to euery person. Cap.i. Lorde.

Item that no lorde spirituall nor temporall nor other persone, of what estate or condycion that he be, whiche came with our soueraigne lorde the kyng that now is into the realme of Englande, nor none other persones, what so euer they be, than dwellinge within the same realme, and which came to the kynge in ayde of hym to pursue them that were agaynst the good entente of our soueraigne lorde the kyng and the common profit of the realme, in which pursuite Rychard late kyng of Englande the seconde, after the conquest was pursued, taken, and put in warde, and yet remaynethe in warde, dee impeched, greued, nor vexed, in person nor in goodes in the kynges courte nor in none other courte for the pursuyte of the sayde kyng, takyng and witholding of his body, nor for the pursuyte of any other, takyng of persons and catals, or of the dethe of a man, or any other thynge done in the sayd pursuyte, from the day that the said king that now is arriued, tyl the daie of the coronacion of our sayd soueraygne lord kyng Henry. And the intente of the kyng is not that offenders, whiche committed trespases or other offences out of the sayd pursuite, without specyal warrant shuld be ayded, nor haue any auauntage of this statute, but that they be therof answerable at the lawe. Cap.ii. Lorde. Rychard the.ii.

Item where as the monday nexte after the feaste of the exaltacion of the holy Cap. iii.

Parliament. holy crosse, the .xxi. yere of the reigne of the sayd late kinge Rychard, a parlyament was somoned and holden at westminster, and from thense adourned to Salop, at which towne a certaine power was committed by auctorite of the parlyament to certeyne persones to procede vpon certeyne artycles & maters comprysed in the rolle of the parlyamente therof made, as by the same rolle mai appere, in whiche parlyament, and also by auctorytee aforesayde dyuers statutes, iudgementes, ordinaunces and stablisshmentes were made ordeyned and geuen erroniously and dolefully, in greate dysheryson and tynall destruction and vndoynge of many honorable lordes and other lyege people of the realme, and of theyr heyres for euer: Our soueraigne lorde the kyng considering the great mischieues aforesayd, by the aduyse and assent of all the lordes spirituall, and temporall, and of all the communaltie, hath iudged the sayde parlyament, holden the sayd .xxi. yere, and the auctorite therof geuen (as afore is sayde) with al the circumstaunces and dependentes therupon to be of no force nor valoure. And that the same parlyament, with the auctoritee aforesaid, and al the circūstaunces and dependentes therupon, be wholly reuersed, reuoked, voyded, vndone, repealed, and adnulled for euer.

Cap. iiii. Parliament. ¶ Item it is accorded, assented, and stablisshed, that the parliament holden the .xi. yere of the sayde late kynge Rychard, be fermely holden and kept after the purporte and effecte of the same, as a thynge made for the greate honour and common profyt of this realme.

Cap. v. Lordes. ¶ Item it is ordeyned and assented, that the lordes and other whiche were foriudged in the sayde parlyamente, holden the sayde .xxi. yere or by auctorytye of the same, which nowe be in lyfe, and the heyres of the lordes and other that be dead, shal be wholly restitute and restored to their names, al maner of enheritaunentes, and possessyons, reuercyons, fees, auousons, offices, lybertyes, and fraunchyses, as entyerly as the sayde lordes and other which be in lyfe, or the lordes and other whiche be dead, aunceters of the heyres, or the feoffes of the sayde lordes or other aforesayde, or other feoffes to their vse, were at the tyme of the iudgemente geuen agaynste them, the sayde .xxi. yere, by entre, without other sute therof to be made, or lyuerey to be had of the same. Sauyng alwaies that the sayd lordes or other aforesayd, shall haue no thynge of the issues taken in the meane tyme. And as to the goodes and cattalles, which were to the sayde lordes, or the other persones aforesaid, so foriudged, whereof the kynge is not answered, and be in the handes of the sheryffes, eschetours, or other officers, mynysters, or any other, and conceled by them. The kyng wyl and grauntethe, that the same lordes and other whiche nowe be in lyfe, and the executours and admynystratours of them that be dead, shall haue therof delyuerey and restitucion. And that the shyryffes, eschetours, officers, and mynysters, so occuppenge the sayde goodes and cattalles by such concelemente, be punysshed for the same concelemente.

Cap. vi. Gyftes. Graunte. ¶ Item to the intente that our sayde soueraigne lorde the kynge in tyme to come shal not be dysceyued in his grauntes and gyftes annuell or in fe, or in any offices by hym to be geuen, made or graunted, he wyll by the assente of

the

of the lordes spirituall and temporall aforesaid, and at the request of the said commons, be counceled by the wise men of his councel in thinges touchyng the estate of hym and of his realme, sauyng alwayes his lyberte. Also he hath ordeined and stablysshed by the assent aforesaid, that all thei, which from hensforth do demaunde of the kynge landes, tenementes, rentes, offices, annuities, or any other profites, shall make expresse mention, in their petitions, of ye value of the thynge so to be demaunded, and also of that that thei haue had of the kynges gifte, or of other his progenitours or predecessours before. And in case thei make not such mencion in their said petitions, and that duely proued, the kynges letters patentes therof made, shall not be auayleable, nor of no force nor effecte, but holly reuoked, repealed, and annulled for euer, to the punysshment of them which so hath done discrete to the kyng, as thei that be not worthy to enioye the effect and benefite of the letters patentes to them graunted in this behalfe.

Loke. 6. of. H. 4. cap. 2.

Petition.

Letters patentes

Item to eschewe maintenaunce, and to norysshe loue, peace, and quyetnes of all partyes throughe the realme: It is ordeyned and stablisshed, that the kynge and his lordes spirituall and temporall, and the commons aforesaid in the full parlyament, that no lorde of what estate or condicion so euer he be, shall vse nor ordeyne any lyuerye of lygne of companye, to no knyght, esquyer, nor yeman, within the realme aforesaide: Sauyng alwayes that our foueraygne lorde the kyng shall gyue onely his honourable lyuerey to his lordes temporall, whome shall please hym: Sauinge also that our saide foueraigne lord shal geue his honourable lyuery to his knyghtes and esquiers menyall: and also to his knyghtes and esquyers, whiche be of his retinue and do take of hym their yerely fee for terme of lyfe. Moreouer it is accorded and assented by the kynge, his lordes and commons aforesaide, that the knyghtes and esquyers shall not in any wise weare their saide lyueres in their countreys or countyes, where they be reseaunte or dwellynge, nor in none other place within the realme out of the kynges presence. And if any lorde do the contrary, and that duely proued, he shall make fyne and raunsome at the kynges will. And if any knyghte or esquyer do the contrarye, and be therof duely attainted, he shal lose his saide lyuerey, and forfeite his fee for euer. And that no yeman take nor weare any lyuerey of the kynge, nor of none other lorde vpon peine of imprisonemente, and to make fyne and raunsome at the kynges will: prouided alwaye that the constable and marshall of Englande for the tyme beyng, in their retinue of knyghtes and esquyers, maye weare the saide lyuerey of the kynge vpon the borders and marches of the realme in tyme of warre: prouided also, that all thei that will trauaill and passe ouer into the parties beyond the sea, to seke honour, may weare the same lyuerey in those parties without beyng therof any wise greued or empeched. Moreouer it is accorded and assented that no archebysshop, bysshop, abbot, nor pryour, nor none other man of holy churche, or temporall, of what estate or condicion he be within the saide realme, shall geue any lyuerey of clothe to any man, but onely to his menyall seruauntes

Cap. vii.

Lyuerey.

Loke in the next parliament. c. 22.

Constable of Englande.

Marshall of Englande.

and offices, or to them that be of his counsell, as wel spirituall as temporall, lerned in the one lawe or the other, upon peine to make fine and raunsome at the kynges wil. And this statute or ordinaunce shall begyn to holde place from the feast of Candelmas nexte to come.

Cap. viii. ¶ Item at the greuous complaint of the saide commons, made in the saide parliament, howe many of the kynges liege people, whiche haue ben seysed and possessed of landes and tenementes by their right and title tyl the laste comming of our soueraigne lorde the kynge into England, that upon suggestion made to him, the saide landes and tenementes hath ben graunted to diuers persons, and letters patentes therof made, so that by colour of suche grauntes and letters patentes, the tenauntes and true owners of the said tenementes in diuers counties be disseysed and put out of the same, to their great damage, and ageinst the course of the common lawe: Our soueraigne lord the kyng considerynge the mischiues aforesaid, and willyng therupon to ordeine due remedy, by the aduise & assent of the lordes and commons aforesaid, hath ordeined and stablisshed, that in case any landes or tenementes be graunted by the kynges patent, without title found by enquest or otherwise, there where the kynges entre is not geuen by the lawe: That they that be put out or disseysed of their freholde, shall haue a special assise of the chauncellers graunt, without other fuyte to be made to the kynge in that behalfe, and if the persons hauyng the kynges letters patentes, do pray in ayde, a writte of Procedendo shall be graunted by the saide chauncellor, without makinge other fuyte to the kyng. And in case that they whiche be put out or disseysed, do recouer against the persons hauyng such patentes: that than they whiche be so put out or disseysed, shall requyre their treble damages. And that this ordinaunce and statute holde place as well after the kynges arryuall into England, as in tyme to come.

Letters patentes.

Assise.

Procedendo.

Cap. ix. ¶ Item where as amonges other statutes and ordinaunces made in the tyme of the saide late kyng Richarde, it was ordeined and stablisshed, that the great officers of the saide late kynge, by the aduise of all other lordes of the councell, shulde haue power to sell parcel of the forfeitures of them that were forjudged in the parliament holden the said .xi. yere, by their good discrecion, and that the giftes and grauntes to be made upon such sales, shuld be ferme and stable: Our said soueraigne lord the kynge, by the aduise and assent of his lordes spirituall and temporall, and at the requeste of the saide commons, considering howe diuers sales haue bene made by force of the ordinaunce and statute aforesaid, hath ordeined and stablisshed, that the gyftes and grauntes so made by vertue of the sale aforesaide onely, shall stande in their force and vertue, notwithstandyng any gyftes and grauntes made to the contrary, and that they which wyl sue to haue a confirmacion of their purchase made in this behalfe, shall therof haue a confirmacion, payeng the fynes and fees therof due.

Forfeiture.

Gyftes.

Cap. x. ¶ Item where as in the said parliament, holden the said .xi. yere of the said late kynge Richarde, diuers peines of treason were ordeined by statute, in as much that there was no man, whiche did knowe howe he ought to behaue

hym

hym lefte to do, speake or saye for doubte of suche peines: It is accorded and assented by the kynge the lordes and commons aforesaide, that in no tyme to come any treason be iudged otherwise, than it was ordeined by the statute in the tyme of his noble graundfather kynge Edwarde the third, whom god assoyle. Treason.

Cap. xi.

Item where as the saide commons by their petition haue shewed in the same parliament, howe the sheriffes of countyes within the realme, be charged with the auncient ferme of the same countyes there where as a great parcell of the profites of the same be geuen diuerse to lordes and other the kynges lyege people, so that the same sheriffes can not pay their ferme without doyng extorcion in the said counties, in great oppression and hinderaūce as well of the saide sheriffes, as of the inhabitauntes of the saide counties: Our souerayne lorde the kynge, conssyderynge the inischieues aforesaide, by the aduise and assent of the lordes and commons aforesaid, hath ordeined and stablissed, that from henceforthe the sheryffes of the counties of Essex, and Hertford in speciall, and the sheryffes of other counties aforesaide, for the tyme beynge, shall accompte at the escheker, and haue allowaunce by their othe of the yssues of the said counties, as wel after the date of their patentes made to them by the said late king Richard, as for all tymes to come. And if any sheryffe from henceforthe do any extorcion to the people, and be therof attaynted, he shall be duelye punyssed for the same extorcion at the kynges wyll. Sheryffes. Extorcion. Accompte.

Cap. xii.

Item where as by kyng Edward late kyng of Englande, graundfather of our souereigne lorde the kynge that nowe is, the .xxv. yere of his reigne, by cause that the common passage of shyppes and botes in the greate riuers of Englande were oftentymes disturbed, by the leueyenge, of weares, milles, stankes, stakes, and kydels, in great domage, of the people, it was accorded, that all suche weares, mylles, stankes, stakes, and kydels, whiche were leueyed and set vp in the tyme of kyng Edward, sonne to kyng Henry, and afterwarde in such riuers, whereby the shyppes and botes be disturbed, so that thei can not passe as thei were wonte, shall be auoyded, and for euer pulled downe, neuer to be leuyed agayne. And that wrytes be therupon sente to the sheriffes of places where nede shalbe, to surueye and enquere, and to make therof execution. And also that iustices be therupon assigned at all tymes whan nede shall require. And after at the greuous complainte of the great men and the commons, made in the parliament of the saide kynge Edwarde the graundfather, the .xlv. yere, of his reigne, complaynynge by their petition, that the saide statute was not duely executed nor kepte after the effecte of the same, it was accorded and stablissed, that the saide statute in this point be holden and kepte after the effecte of the same, added to the same, that if any suche noysaunce be pulled downe by due processe conteyned in the saide statute he that will do the saide noysaunce to be releueyed, and therof be duely attaynted, shall incurre the peyne of hondred markes towardes the kynge, to be leueyed by the estretes in the escheker. And like lawe to be holden of a noysaunce made by the enhaunsynge of suche weares, mylles, stan- Weares. Mylles. Stankes. Stakes. Kydels. Noysaunce.

kes, stakes, and kydels, as by newe leueyenge, as in the same statutes more fully doth appere, and nowe at the request of the saide commons, shewing by their petition, that the common passages of shyppes and botes in the greate ryuers of Englande, and also medowes and pastures, and landes sowed aboynynge to the saide ryuers, be greatly distourbed, drowned, wasted, and destroyed, by outrageous enhaunsynge and straytynge of weares, mylles, stankes, stakes, and kydels, in olde tymes made and leueyed before the time of the saide kynge Edwarde, sonne of kynge Henry, wherof greate domage and losse hathe come to the people of the realme, and dayly will come if remedy be not therof prouided: It is accorded and stablysshed by the assent aforesaid, that the said statutes be in al their articles holden and fermely kept, and duely executed, with al the peines and after the effect of the same ioyned therto, that commissions be made in due fourme to sufficiente persons to be iustices in euery countie of Englande, where nede shall be, to surueye and kepe the waters and greate ryuers there, and to correcte and amende the defautes, and to make due execucion of the saide statutes, after the effect of the same, as well by their seruiewe, aduise and discrecion as by enquestes therof to be taken within fraunchise and without, so and whan nede shall be, and to here and determyne the thynges aforesaide. And moreouer to surueye the weares, mylles, stankes, stakes, and kydels, in olde tymes made and leueyed before the saide tyme of kynge Edwarde, sonne of kyng Henry. And them that thei fynde to muche enhaunced or strayted, to correcte, pul downe, and amende in the maner and fourme aforesaide: Sauing alwayes a reasonable substaunce of weares, mylles, stankes, stakes, and kidels aforesaide, so in olde tymes made and leueyed. And if any such e noysaunces of weares, mylles, stankes, stakes, and kydels, of passages and straytinges in olde time made and leueyed be iudged and awarded by the saide iustices to be pulled down & amended, he that hath the freholde of the same, shall make therof execucion at his owne costes within halfe a yere after notificacion to him therof to be made, vpon peine of an hundred markes to be paid to the kyng by estretes in the escheker, and he that dothe them to be releueyed or enhaunced or strayted against the said iudgement, and therof be duely conuicte, shall incurre the peine of an hundred markes to be payed to the kynge by estretes in the escheker aforesaide. And in case that any feleth him selfe greued by execucion or other waye in this behalfe against right and reason, shall purslue and haue right and reason.

Ao.12. E.4.ca.4.

Cap.xiii.

Item where as in the statute made at westmynster, the. xvii. yere of the said late kynge Richarde, it was amonges other thinges ordeined and stablisshed, that no serchour, gowgeour of wynes, alnegour, kynder or weyer of wolles, or any other marchaundise, collectours of al maner customes and subsidies, nor controllers haue estate in his office for terme of lyfe or yeres, but that the same office remayne in the kynges handes vnder the gouernaunce of the treasourer for the tyme beynge, with the assente of the councell whan nede shalbe. And if any charters or letters patentes be made contrarie, thei shalbe voyded and of none effecte: It is accorded and assented, that the said

Serchour.
Gaugeour.
Alnegour.
weyer of wolles
Customer.
Controller.

statute

ſtatute be kermely holden and kepte, and put in due execucion. Joyned to the ſame, that cuſtomers and controllers in euery porte of England, ſhal be reſident vpon their offices in propre perſones without makynge any deputy or lieutenant in their names. This ſtatute is confirmed. 4. of H. 4. cap. 20.

¶ Item for many greate inconueniences and michiefes that hath oftentymes happened by many appeales made within the realme of Englande before this tyme, it is ordeyned and ſtabliſſhed from henſforthe, that all the appeales to be made of thynges done within the realme, ſhall be tried and determyned by the good lawes of the realme, made and vſed in the tyme of the kynges noble progenytours: and that all the appeales to be made of thynges done oute of the realme: ſhall be tried and determyned before the Conſtable and Mareſſhall of Englande, for the tyme beynge, and therupon it is accorded and aſſented, that no appeales be from henſforth made, or in any wiſe purſued in the parliament in any tyme to come. Cap. xiiii.

¶ Item where as by a ſtatute made in the tyme of kynge Edward, graundfather of our ſoueraigne lorde the kynge that nowe is, the. xxvii. yere of his reigne it was ordeined and ſtabliſſhed, that bycauſe the errours, defaultes, and miſpriſions, whiche were notoryouſly vſed in the citye of London, for defaute of good gouernaunce of the mayre, ſheryffes, and aldermen, mighte not be enquyred nor founde by people of the ſame citie. That the mayre, ſheryffes, and endermen, whiche had the gouernaunce of the cytie ſhulde redreſſe and correcte the defautes errours and miſpriſions aforeſaide, and the ſame duely to punyſſhe fro tyme ty tyme vppon a certeyne peyne, that is to ſaye, at the fyrſt defaulte a thouſande markes to the kyng, and at the ſecond defaute two thouſande markes, and at the third defaute that the fraunchiſe be taken into the kynges hande, and be it begon to enquyre of them at the feaſte of ſainct Mychell nerte enſuynge: So that if they make not due redreſſe as before is ſaide, It ſhall be enquyred of their defautes by enqueſtes of foreyne countyes, that is to ſaye, Eſſex, Suſſex, Hertford, Buckyngham, and Barke, as well at the kynges ſuyte as of others that wyll complayne. And if the mayre, ſheryffes, and aldermen, be by ſuche enqueſtes endyted: they ſhall be made to come by due proces before the kynges iuſtices, whiche ſhall be therto aſſygned out of the citye, before whom thei ſhall haue their anſwere as well at the ſuyte of the kynge as of the partie. And if thei put them ſelfe in enqueſtes, the ſame enqueſtes ſhall be taken for foreyne people, as afore is ſaide, and if thei be atteynted, the ſayde peyne ſo incurred ſhall be leuyed of the ſaide mayre, ſheryffes, and aldermen, for defaute of their gouernaunce. And neuertheles the playntyfes ſhall recouer their treble damages againſte the ſaide mayre, ſheryffes, and aldermen. And bycauſe that the ſheryffes of London be partie to this buſynes, the Conſtable of the Toure or his lieutenaunte, ſhall be inſtytuted in rede of the ſheryffes, to receyue the writtes as well originals of the chaunceryes as iuditials, vnder the ſeales of the iuſtices, to do therof execucion in the ſaid citie, and proceſſe Mayre. & Sheriffes of London. Gouernaunce. Cap. xv.

shall be made by attachementes, dystresse, and exigende if nede be, so that at the kynges suite the exigende shall be awarded after the firste capias retourned, & at the thirde capias retourned, at the suite of the partie, & if the mayre, shiriffes, and aldermen haue landes and tenementes out of the saide citee, processe shall be made agaynste them by attachemente and distresses in the same counties where the landes and tenementes bee and that euery of the saide mayre, shiriffes, and aldermen, whiche commeth before the saide iustyces, shall answere syngulerly for him selfe, as well at the parell of other, which be absent as of him selfe. And that this ordinance be holden firme and stable, notwithstandinge any maner fraunchises, priuileges, or customes. And that this ordinaunce shal extend to other cities and borroughes of the realme, where suche defautes or mispriions be vsed, and not duely correct nor redressed: sauinge that the enquestes bee taken by people of the same countie, where suche cities and borroughes be. And that the peyne of them of such cities, borroughes, and townes, which shal be therof attainted bee iudged by discretion of the iustices, whiche shall be therto assigned: Our soueraygne lorde the kynge consyderinge the good and laufull behauour of the mayre, shirpffes and aldermen, and of all the comynaltee of the same citee of London towardes hym, and by so muche wyllynge to doe ease and mitigacion of the peynes aforesayde, by the assente of the lordes spirituall and temporall and of the commons aforesaid, hath ordeined and stablissed, that the peines aforesaid, as wel of the thousand marke and of the two thousand marke and of the seisyn of the fraunchise, comprised in the saide statute, shal not be lymit in a certaintie, but that the peine in this case be by the aduise and discretion of the iustices therto assigned, as other cities and borrouges bee within the realme, and that the remenaunte of the same statute, and the processe therof stande in their force.

Prise.

Cap. xvi. Marchauntes, London.

Item it is accorded & assented, that the marchantes of London from hence forth shall be as free to packe their clothes and quyte of the same packynge, as the other marchauntes, or other straungers within the same citee, or with in other cities and borroughes within the realme be, and if any letters patentes be made to the contrary, thei shalbe vtterly repealed, annulled, and holden of no force nor vertue.

Packing of cloth

Cap. xvii. Forreyns, Alyen. Protection.

Item where as in the statute made at westminster, in the. viii. yere of the saide late kynge Richarde, amonges other thinges it is ordeined and accorded, that euery forayn and alien, beinge of the kynges amitee and of the realme, and comynge within the citee of London and other citees, borroughes and townes within the said realme as wel within franchise as without, with fisshe and all maner other vitayles there dwellynge and returninge, shall be from henceforth vnder the saufgarde and special protection of the kyng. And that it shalbe laufull to them and euery of them to entre their fisshe and vytayles aforesaid by peces, and the same to tayle and retaile in parte or in all, or in grosse, as to them shall beste seme to sell, and therof to doe their propyte without impechemente or contradiction of any, notwithstandynge any statutes, charters, ordinaunces, priuileges, or customes made or had to the contrary

trarye, Our ſouereigne lorde the kynge conſyderynge the ſame ſtatute to be verye profitable by many wayes, if thei were put in execucion, by the aſſente of his lordes and the commons aforeſaid hath ordeined and ſtabliſſhed, that the ſaid ſtatute be fermely holden, kept, and duely executed after the fourme and effecte therof, notwithſtandyng the letters patentes late graunted to the contrary to parſons of London, by the ſaide late kynge Richarde vpon his laſte paſſage towarde Irlande. London.

¶Item vpon the greuous clamour and complainte made to our ſaid ſouereigne lord the kyng in this preſent parliament, of many murders manſlaughters, roberies, bateries, and other riottes & offences, whiche before this tyme hath bene done by people of the countie of Cheſter to diuers of the kynges lyege people in dyuers countyes of Englande: The ſame our ſoueraygne lorde the kyng, by the aduiſe and aſſent of his lordes ſpiritual and temporal, and for his cõmons aforeſaid, hath ordeined and ſtabliſſhed, that if any perſon of the countie of Cheſter reſyaunte or dwellyng within the ſame countie, of what eſtate or condicion he be, do commyt any murdre or felony in any place out of the ſaid county, proceſſe ſhalbe made againſt him by the cõmon lawe, tyll the Exigend in the countyes where ſuche murdre or felonye was done: And if he fle from thenſe into the countye of Cheſter, and be outlawed and put in exigend for ſuche murdre or felonye: the ſame outlawrye or exigend ſhalbe certified to the officers and miniſters of the ſame countie of Cheſter, and be the ſame felon taken by the ſame officers or mynyſters, and his landes and tenementes, goodes and cattals, beynge within the ſame countie of Cheſter, ſeyſed as forfeite into the handes of the prynce, or of him that ſhall be lorde of the ſame countye of Cheſter, for the tyme, and the kynge ſhall haue the yere and daye and the waſte. And the other landes and tenementes, goodes, and cattals, of ſuche felon beyng out of the ſaide countie of Cheſter, ſhall remayne holly to the kynge, and to the other lordes, haunge therof fraunchiſe, as forfeite. And if any perſon of the ſame countie of Cheſter, reſyaunt or dwellyng in the ſame, make a batery or other treſpas in any place out of the ſaid countie of Cheſter, proceſſe ſhall be made againſt hym by the common lawe tyll the exigend in the counties where ſuche baterye or treſpas is done. And if he fle from thenſe into the ſaide countye of Cheſter, and be outlawed for ſuche batery or treſpas, the outlawry ſhalbe certified to the officers and miniſters of the ſaide countie of Cheſter. And the ſame perſon ſhalbe taken by the ſame officers or miniſters. And his goodes and cattals beynge within the ſame countie of Cheſter, ſhall be ſeyſed into the handes of the prince, or of hym whiche ſhalbe lord of the ſaide countie of Cheſter, for the tyme. And his other goodes and cattals being out of the ſaid countie of Cheſter, ſhall remayne holly to the kynge and to other lordes aforeſaid as forfeit in the ſame countie as afore is ſaid. Cap. vxiii. Court of Cheſter

¶Item in eaſe & relieſe of the poore cõmon people of the realme, our ſaid ſouereigne lorde the kynge by the aduyſe and aſſent aforeſaide: hath ordeyned and ſtabliſſhed, that from the feaſt of ſaincte Mychell laſt paſte, durynge the yeres than next folowyng, no cloth of karſey, kendale clothe, fryſe of Couen- Cap. xix.

trye, Cogware nor none other cloth streite, nor remenaunt of Englande, nor
Cloth. Brede. cloth of Wales, wherof the doseyn excede not the valour of .xiii.s.iiii.d. be in any wise sealed of no seale lytell nor great, nor no subsedie payed of the saide clothes duryng the tyme aforesaid.

Cap. xx. Pardon. ¶Item at the instaunce and prayer of the said commons, by their petition made in this present parliament: Our said soueraigne lord the kyng of his speciall grace hath released and pardoned generally to all his liege people of England the suyte of his peace that to him pertayneth for all maner treasons and felonyes by them done or committed before the .xir. day of Nouember, the first yere of his reigne, except murdre and rape of women wherof they be endited, arraigned, or appealed. And also the outlaryes, if any in them be pronounced by the same occasiō. And hath graūted to them there of his ferme peace, so that none of his said liege people be a common theefe before the said xir. daye endited, nor that he be no pronour nor appealed of the dethe of any man at the suyte of the partie, nor taken with the maynour, nor that he hath broken the kinges prison before the said .xir. day, nor that he hath not bene at the murdre of Thomas late duke of Gloucester, uncle to our soueraigne lorde the kyng, and so that he stande to right in the kynges court, if any will speke against him of the thinges aforesaide, or of any of them: so that alwayes all thei which will enioy the benefite of this pardon, shall pursue their charters in speciall betwyxte this and the feast of all sainctes next ensuynge.

¶Here begynneth the statute made the .ii. yere of kynge Henry the .iii.

AT the parliament holden at Westminster, in the vtas in saincte Hilary, the second yere of the reigne of kyng Henry the fourth: The same our soueraigne lorde the kynge, by the assent of the prelates, dukes, erles, and barons, and at the special instaunce and request of the commons assembled at this present parlyament hath done to be ordeined and stablysshed certeine statutes and ordinaunces in fourme folowynge.

Cap. i. FYRST that holy churche haue her rightes and liberties: and that all the lordes spiritual and temporall, and all the cities, borroughes, and townes enfraunchised, haue and enioye all their liberties and fraunchises, whiche thei haue duely vsed, and which thei haue of the graunt of his noble progenitours and predecessours kynges of England. And that the great charte and the charte of the forest, and al the other good ordinaunces and statutes Charte. made in his time, and in the time of his noble progenytours not repealed be fermely holden and kepte in all pointes: and that all his lyege people and subiectes maye frely and peacybly in his sure and sauke protection, go and come to his courtes, to pursue the lawes, or defend the same, without dysturbaunce or impediment of any. And that ful iustice and right be done as well to the poore as to the riche in his courtes aforesaide.

Cap. ii. ¶Item where as in the last parliament of our soueraigne lorde the kynge

that

that nowe is, amonges other thinges it was ordeined and stablissched, that all thei, whiche from henseforth shall demaunde of the kyng landes, tenementes, rētes, or fees, annupties, or any other profites, shulde make expresse mencyon in their peticions of the value of the thynge so to be demaunded, and also of that that thei haue had of the gift of the kynge, or of any of his progenitours or predecessours before, and in case thei did not make suche mencion in their saide peticions, and that duely proued, the kynges letters patentes shuld not be auayliable to them, nor of no force nor effecte, but holly reuoked, repealed, and adnulled for euer, to the punysshement of them whiche had done suche discepte to the kynge, as thei that be not worthy to enioye the effecte and benefite of the letters patentes to them gaunted in this behalfe: Our saide soueraigne lorde the kyng considerynge, that a great parte of the saide statute is verye harde for his lyege people, and for so muche wyllynge therof to prouide remedy, of his owne wil, and certeine knowlege hath graunted to do grace and pardon to those that wil pursue, of as much as thei haue mystaken them selfe in their sute against the fourme of the saide statute. Petition.

And moreouer the same our soueraigne lorde the kynge, to exclude all ambiguyties in this behalfe, bycause that the same statute is verye obscure, and hath nede of declaracion, specially for ease and quyetenes of his people, will and graunteth, that all they whiche fromhensorthe do sue to the same our soueraigne lorde the kyng, to haue of him any grace or perely gift, or in fee or otherwise, shall make expresse mencyon in theyr peticyon, of howe muche thei haue had of the gifte and graunte of the noble kynge Edwarde, graundfather to our soueraigne lorde the kynge, or of Richard late kynge, or of Edwarde late prynce of wales, or of John late duke of Lancastre, father of our soueraigne lorde the kynge, or of the kyng hym selfe, and of none other progenitour or predecessour of the same our soueraigne lorde. And he that maketh not suche mencion in his petition, his letters patentes made to him at the same time by our soueraigne lorde the kyng, shalbe of no force nor effecte. And moreouer as to the wordes that is to say (other profites) compysed in the said statute, our saide soueraigne lorde the kinge hath declared and graunted, that of no profites, giftes, goodes, or catals, or any other thinges graunted or geuen by the same our soueraigne lord the kynge to any, to the valoure of. C. li. or within, excepte wardes and mariages, of whiche the kyng will that he, whiche so shall sue to hym, shall make expresse mencion in his petition of the valour of the same, none shall incurre the peine compysed in the saide statute. And it is not the kynges mynde, that for any confirmacion or lycence made to any by our said soueraigne lorde the kyng, of any liberties, fraunchises, annupties, or any other thinges graunted by any of his progenitours or predecessours or other person, and not specified in any petition, so to be demaunded otherwise than aboue is declared, none shall incurre the peine of the saide statute. And as to the other articles compysed in the same statute, our said soueraine lord wil, that thei be fermely holden and kept and put in due execution. Eistes. Letres patentes.

¶ Item it is ordeined and stablysched, that if anye prouision be made by the Cap. iii.

Pronision. Pronisour. the bisshope of Rome to any person of religion, or to any other person, to be exempt of obedience regular, or of obedience ordinary, or to haue any office perpetuall within houses of religion, or as muche as one regular persone of religion or two or more haue in the same, that if suche prouisours from hensforth do accepte or enioy any suche prouision: Thei shal incurre the peynes comprised in the statute of prouisours, made in the. xiii. yere of kyng Richard the seconde.

Cap. iiii. ¶ Item for as muche as our soueraigne lorde the kyng, vpon greuous complaint to hym made in this parliament, hath perceiued that the religious men of the ordre of Cysteaux in the realme of Englande, hath purchased certeyne bulles, to be quyte and discharged to pay their dysmes of their landes, tenementes, and possessyons, let to ferme or plowed and occupyed by other persons, than by them selfe, in great preiudice and derogacion of the libertie of holy churche, and of many lyege people of the realme: Our soueraigne lorde the kynge wyllyng therupon to ordeine remedy, by the aduise and assente of the lordes spirituall and temporal, and at the instance and requeste of the saide commons, hath ordeyned, and stablysshed, that the religyous persons of the ordre of Cysteaux shall stande in the estate that thei were before the tyme of suche bulles purchased. And that as well thei of the saide ordre, as well other religious and seculers, of what estate or condicion that thei be, whiche do put the said bulles in execucion, or from henceforth do purchase other suche bulles of newe or by colour of the same bulles purchased dothe take auauntage in any maner: proceste shall be made agaynste them, and euery of them by garnisshemente, of two monethes by writte of Preminire facias. And if thei make defaute, or be attaynted, than thei shall incurre the peynes and forfeitures conteyned in the statute of Prouisours, made the. xvi. yere of the saide kynge Richarde.

Ordre of Cysteaux. Preminire facias.

Cap. v. ¶ Item where as in the statute made at Westmynster, in the. v. yere of the said kyng Richard, amonges other thynges it is contcined, how that it was assented, accorded, and defended, by the said late kyng, to all maner of people marchantes, clerkes, and other, as well straungers as denyzyns, of what so euer estate or condicion they shulde be, vppon peyne of as muche as they might forfeyte, that none of them, vpon the said peyne, prpuely nor apertly shulde sende nor bringe, nor do to be sent or brought out of the said realme of Englande any golde or syluer in money, boyllyon, plate, vessell, nor by exchaunge to be made, excepte the wages of Caleys, and other the kynges forteresses beyonde the sea, excepte in speciall prelates, lordes, and other comprised in the same statute, without speciall leue and lycence therupon fyrst had, as by the same statute may more fully appere: Our soueraigne lord the kyng for to obuent the subtyltye of them that wyll do fraude or dyscepte to hym in this behalfe, hath ordeyned and stablysshed, that yf from henceforthe any ercheour of the kyng may fynde golde or syluer in coyne or in masse in the keppynge of any that is passyng or vpon his passage in any shyppe or vessel, for to go out of any porte, hauen, or cryke of the realme, without the kynges speciall lycence. That golde or syluer shall be forfeite to the kynge, sauyng his reasonable

Money. Boyllyon. Plate. Ercheour. Golde. Syluer.

reasonable expences, which he shalbe bound to confesse: nently, after that he that to doe, bee warned and charged by the same terme our, or els all the saide money so conceled, shalbe forfaite to the kynge. Prouided alwaies, that the marchauntes strangers, that do sel their marchaundise within the realme of Englande, and the one halfe of the money of Englande receiued for the same marchaundises, do emploie vppon other marchaundises of the realme: maie freely carie out fro the same the other halfe of the said money by the kynges lycence according to the statute therof made. Marchantes straungers.

¶ Item for the great dysceyte that is in the money of golde and syluer of Flaunders and Scotlande that doth comonly renne in paymentes made in dyuers parties of the realme, to the great domage of the kynge and of his people: It is ordeigned and stablisshed, that all the money of golde and siluer of the coyne of Flaunders and of all other landes and countreies beyond the sea, and also of the lande of Scotlande, shall be voided out of the realme of Englande, or put to coyne to the bullion within the same realme, betwixte this and the feaste of Chrisstmasse nexte ensuinge, vppon peine of forfeiture of the same. And that all the marchantes and other at Caleis, which do receiue any suche golde or syluer of the coyne of Flaunders or of other landes and countreies beyonde the sea, or of the lande of Scotlande, shall put the same to bullyon at Caleys, without byyngynge it in coyne within the realme of Englande, and if the marchauntes, or any other from henseforthe byyng any suche monete within the realme of Englande, they shall forfayte the same moneye to the kynge. And moreouer it is accorded, that a good and conuenient ferthe bee made as well at Caleys as on this syde the sea in euery porte and other places vppon the byyngynge of the moneye aforesayde. Cap. vi. Money of golde and syluer of Flaunders and Scotlande &c. Caleys. Marchantes.

¶ Item where as vpon a verdite found before any iustice in assyse of Nouel disseisin, Mordauncestre, or any other action, the parties before this tyme hath bene adiourned vpon difficultee in law vpon the matter so founde: It is ordeigned and stablisshed, that if the verdite passe againste the plaintiffe, That the same plaintife shal not be nonsued. Cap. vii. Verdits.

¶ Item vpon the greuous cõplaint made to our soueraine lorde the kynge by the comons in this presente parlyamente, how that the office of the Cirographer in the common benche of the kynge is let to ferme, to whiche office appertenneth for makynge and wrytinge of euery fyne leueyed in the sayde benche .iiii.s. and no more, and notwithstandinge the same fer, the fermours of the same office wyll delyuer no fyne to any without geuynge to them other .iiii.s. or more by extorcion, to the great domage and impouerisshments of all the kynges liege people: Our soueraigne lorde the kynge, wyllynge in this behalfe to prouide remedie, by the aduise and assente of the lordes spirituall and temporal, and at the supplicacion of the saide commons, hath ordeigned and stablisshed, that the cyrographer nor his fermour, deputye, or lyeutenaunte for the tyme being, shall from henseforth take no more than .iiii. s. for any fyne leueied in the courte. And if the said fermour, lyeutenaunt, or Cap. viii. Cyrographer. Extorcion.

deputie

deputy, take any more than .iiii. s. for a tyne as before is said, he shal lose his office, and be forjudged the courte, and haue one yeres imprisonement, and pay to the party greued his treble damages. And the party greued shal haue his suyte before the iustices of the saide benche.

Cap. ix. Commissions.

¶ Item where as late in the tyme of kyng Richard diuers persons were assigned at diuers tymes by commissions of the said king Richard, to enquire, and to do after the purporte of their cõmission within the realme of England and nowe processe is made as well in the chauncerye as in the escheker against the said commissioners, to certifie the inquisicions and other thynges before them taken by vertue of the saide commissions, where as some of the saide commissioners in the pursuyte of the saide kynge Richarde, were rifled and pilled of the saide inquisicions and other thynges before them taken by force of their said commissions (and also of their propre goodes) and some of the saide commissioners by the commaundement of sir wyllyam le Scrope, somtyme treasorer of Englande, did delyuer all their inquisicions and other thynges so taken before them to the saide treasorer, so that the commissioners haue nothyng in their custodie to certifie to the said courtes. wherupon our soueraigne lorde the kynge, considerynge the mischieues aforesaide, and by so muche wyllyng to do grace to suche commissioners: by the aduise and assente of the lordes spirituall and temporall, and at the prayer of the saide commons, hath ordeined and stabilished that none of the saide cõmissioners so rifled or pilled, nor none that delyuered their inquisicions and other thinges taken before them to the saide late treasorer, shall in no wise be charged to make therof any certificacion in any courte of the kynge, but shalbe therof by their othe clerely discharged.

Cap. x. Clerke of the crowne of the kynges benche.

¶ Item bicause that complaint is made to our soueraigne lorde the kynge by the saide commons, howe the clerke of the crowne of the kynges benche, where as .xxx. or .C. men be endyted of one felonye, or of one trespasse, and all thei plede to an issue, as not guilty, the saide clerke oughte not to take for the Venire facias, nor for the entringe of the plea, more than .ii.s. the saide clerke dothe take for euery suche name by extorcion. ii.s. in great oppression of the people. Our said soueraigne lorde the kyng, wyllynge to saue his saide people of suche extorcions and iniuries, by the aduyse and assente of the said lordes spirituall and temporall, and at the prayer of the saide commons, hath ordeined and stablisshed, that the said clerke of the crowne shal take no more then hath bene duely vsed of olde times. And moreouer our saide soueraigne lord the king hath charged the Justices of the kinges benche, that no extorcion be done in this behalfe to the benche aforesaide.

Extorcion.

Cap. xi. Admyrall.

¶ Item wher as in the statute made in westminster, the .xiii. yere of the said kynge Richarde, amonges other thinges it is conteined, that the admirals and their deputies shall not entermedle fromthenforth of any thyng done within the realme, but onely of a thyng done vpon the sea, accordyng as it hath bene duely vsed in the tyme of the noble king Edward, graunfather to the saide king Richard. Our said soueraine lord the king wil and graunteth that the saide statute be fremely holden and kepte, and put in due execucion.

And

And moreouer the same our soueraigne lorde the kynge, by the aduise and assente of the lordes spirituall and temporall, and at the prayer of the saide commons, hath ordeined and stablisshed, that as touchynge a peine to be set vpon the admirall or his lieutenaunt, that the statute and the common lawe be holden againste them, and that he that seithe hym selfe greued againste the fourme of the saide statute, shall haue his action by writ grounded vpon the case against hym that dothe so pursue in the admyralles courte, and recouer his double damages against the pursuaunt, and the same pursuaunt shall incurre the peine of. C. li. against the kynge for the purchase so made, if he be attainted.

Cap.xii. Welshmã borne purchase.

Item it is ordeined and stablished, that fromhensforth no walshman bore in wales, and hauynge father and mother borne in Wales, shal purchase landes and tenementes within the towne of Chestre, Salop, Bridgenorthe, Ludlowe, Leomynstre, Herefforde, Gloucester, Worcestre, nor other marchaunt townes toynyng to the marches of wales, nor in the suburbes of the same, vpon peine of forfeiture of the same landes and tenementes to the lordes of whom suche landes or tenementes be holden in chiefe. And also that no suche walshman be from hensforth chosen or receyued to be cyteseyn or burgesse in any citie borough or marchaunt towne, and that suche walshman, which nowe be in any suche citie, borroughe, or fraunchised towne, beynge citesyns or burgesses, shall fynde sufficiente suertye, and put a good sauccion of their good bearynge, as well towardes oure soueraygne lorde the kynge and his heires of his realme of Englande, as for to holde their loyalte to the gouernours of suche cyties borroughes or townes for the tyme beinge, in saluacion of the same cyties, borroughes, or townes, if the same walshman will dwel therin, so that none of them fromhensforth be retetued nor accepted to no office of mayre, bailliffes, rhandereyne, constable, or warden of the portes or of the tayle, nor to the common counsel of such cities, boroughes or townes, nor that he be in no wise made other occupiar or officer in the same, nor that none of the said walshmen from hensforth beare any maner armour within such citie, borroughe, or marchaunt towne, vpon peyne of forfeiture of the same armour, and imprisonment tyl they haue made fyne in this behalfe.

Cap.xiii.

Item wher as the said Richard late kyng of England, at his parliament holden at westminster, and adiourned towardes Salop the .xx. yere of his reigne, by a statute did pardon & release to al his liege people of England, of what so euer estate or condicion they were, and to euery of them all maner escapes of felons, catals of fugitiues and of felons, trespasses, negligences, misprisyons, ignoraunces, and all other articles of the Eyre, and all other thinges fallen or chaunced within the realme of Englande, the punishment wherof shulde lye in fyne or in raunsome, or in other pecunyer peines, or otherwise imprisonement or amercementes of the commons of townes or of singuler persons, or in charge of their freholde, that neuer offended as heyres or landtenauntes, of escheatours, sheriffes, or corroners, or other suche officers, and also hath pardoned and released to them al maner of giftes alienacions

nacions or purchases made by them or by any of them, of landes tenementes or other possessions holden of him in chiefe without the kynges licence, and all maner of entrees made into their enheritaunces, purchases, or otherwise in parte or in all, after the deth of their auncestors, or of any other, without suyte or due processe therof made, till the thursday the last day of the said parlyament, excepte those landes, tenementes, and possessions, whiche be aliened into mortmaine without the licence royal. And also hath holy pardoned and releaked to them all maner of fynes, amercementes, yssues, forfeites not adiudged nor determined, made fallen or chaunced within the same realme before the saide thursdaye: Our saide soueraigne lorde the kyng by the aduise and assent of all the lordes spiritual and temporal, and at the spectall requeste and prayer of the said commons, wil and graunteth, that al his lyege people and euery of them may haue vse and enioy the priuilege and benefite, of the said pardon and statute, notwithstandynge that the saide parliament, made the said .xxi. yere, and al the statutes made in the same, & all the circumstaunces and dependencies of the same parliament, be hereby annulled, reuoked, and repealed in the parliament of our soueraigne lorde the kynge, that nowe is, holden at westminster the first yere of his reigne.

Pardon.

Cap. xiiii. Item it is ordeined and stablished, that the statutes of purueyours, made before this time, be holden and kepte and put in due execucion, ioyned to the same, that frombenforth no purueyour nor bearer make any purueyaunce or bryng for the kynges house of any thing to the value of .xl. s. or within, oneles he make redy payment in hande, vpon peine to lose his office, and to pay as muche to the partie greued.

Purueyour.

Cap. xv. Item where as it is shewed to our soueraigne lorde the kynge on the behalfe of the prelates and clergie of his realme of Englande in this presente parliament, that although the catholike faithe buylded vpon Christ, and by his apostels and the holy churche sufficientely determined, declared, and approued, hath bene hytherto by good and holy & moost noble progenytours of our soueraigne lorde the kyng in the said realme amonges all the realmes of the world, most deuoutly obserued, and the church of England by his said most noble progenytours and auncestors, to the honour of god and of the hole realme aforesaide, laudably endowed, and in her rightes and liberties sustened, without that that the same faithe or the saide churche was hurt or greuously oppressed, or else perturbed by any peuers doctrine or wicked heretical or erronous opinions: Yet neuertheles diuers false and peruerse people of a certeine newe secte, of the faithe of the sacramentes of the church, and the auctorite of the same damnably thinkyng, and againste the lawe of god and of the churche vsurpyng the office of preachynge, do peruersly and malicyously in diuers places within the saide realme, vnder the colour of dissimuled holynes, preache and teache these dates, openly and pryuely diuers newe doctrines and wicked heretical and erronous opinions, contrarye to the same faith & blessed determinacions of the holy church. And of such secte and wicked doctrine and opintons thei make vnlawfull conuenticles and confederacyes, thei holde and exercise scoles, thei make and inuyte bo-

Catholike faith.

kes

kes, they do wyckedly instructe and infourme people, and as muche as thei maye excyte and styr them to sedicion and insurrection, and maketh greate strife and diuision amonge the people, and other enormities horribly to be herde dayly do perpetrate and committe, in subuersion of the said catholike fauth and doctrine of the holy church, in diminucion of goddes honour, and also to destruction of the estate rightes and liberties of the laude churche of England, by whiche lette and wicked and falso preachynges, doctrines, and opinions of the said falle and peruerse people, not onely moste greate perylle of the soules, but also many more other hurtes, slaunders, and perils (whiche god prohibite) might come to this realme, oneles it be the more plentifully and spedely holpen by the kynges maieste in this behalfe, namely where as the diocesans of the said realme can not by their iurisdiction spirituall, without aide of the saide royal maieste, sufficiently correcte the saide falle and peruerse people, nor refraine their malice, bycause the said falle and peruerse people do go from dioceys to dioceys, and will not appere before the saide diocesans, but the same diocesans and their iurisdiction spirituall, and the kayes of the church with the censures of the same, do vtterly contemne and despise, and so their wicked preachynges and doctrines doche from daye to daye continue and exercise, to the hatred of right and reason, and vtter destruction of order and good rule. Vpon which nouelties and excesses aboue rehersed. The prelates and clergye aforesaide, and also the commons of the said realme beynge in the same parliament, prayeng our soueraigne lord the kyng, that his royal highnes wold vouchsaue in the said parliament to prouide a conuenient remedy, the same our soueraigne lord the king graciously considerynge the premisses, and also the lawdable steppes of his saide moste noble progenitours and auncesters, for the conseruacion of the saide catholike faithe, and sustentacion of goddes honoure, and also the saufgarde of the estate rightes and lybertyes of the laude churche of Englande, to the laude of god, and merite of our said soueraigne lorde the kynge, and prosperyte and honour of all his said realme, and for the eschewing of suche dissencions, diuisions, hurtes, slaunders, and perils, in tyme to come, and that this wicked secte, preachynges, doctrines and opinions shulde from henceforthe cease and be vtterly destroyed, by the assente of the states and other discrete men of the realme, beyng in the said parlyament, hath graunted, stablished, & ordeined from henceforthe fermely to be obserued, that none within the saide realme or any other dominions, subiect to his royal maieste, presume to preache openly or priuily, without the lycence of the diocesan of the same place first required and obteyned, curates in their owne churches and persons hetherto priuileged, and other of the canon lawe graunted, onely excepte. And that none from henceforth any thing preache, holde, teache, or instructe openly or priuely, or make or wryte any boke contrary to the catholike faith, or determinacion of the holy churche, nor of suche secte and wicked doctrines and opinions shal make any conuenticles, or in any wise hold or exercyse scoles. And also that none from henceforth in any wise saubure suche preacheour, or maker of any such and like conuenticles, or holdyng or exercysing scoles, or

Preachynge.

makyng

makyng or wrytyng ſuche bokes, or ſo teachyng inſourmyng or exciting the people, nor any of them mainteyne or any wiſe ſuſteyne. And that al and ſingular haunyng ſuche bokes or any wrytynges of ſuche wycked doctrine and opinions, ſhall really with effecte delyuer or cauſe to be delyuered al ſuch bokes and wrytynges to the dyoceſan of the ſame place, within .xl. daies, fro the tyme of the proclamacion of this ordinaunce and ſtatute. And if any perſon or perſons, of what ſo euer kynde, eſtate, or condicion that he or thei be, from henſforth do or attempte agayuſt the royal ordinaunce and ſtatute aforeſaid in the premiſſes or in any of them, or ſuche bokes in the ſourme aforeſaide do not delyuer, than the dioceſan of the ſame place in his dioceys, ſuch perſon or perſons in this behalfe detained or euidently ſuſpected and euery of them maye by the auctoritie of the ſayde ordynaunce and ſtatute cauſe to be arreſted, and vnder ſaufe cuſtody in his priſons to be deteyned, tyll he or thei of the articles layd to him or them in this behalfe, do canonically purge him or them ſelf, or elſe ſuch wicked ſecte, preachynges, doctrines, and heretical and erronyous opinions do abiure, according as the lawes of the churche doth require, ſo that the ſaide dioceſan by him ſelfe or his commiſſaries do openly and iudicially proceede againſt ſuche perſons ſo arreſted, and remaynyng vnder his ſaufe cuſtody to all effecte of the lawe and determine that ſame buſyneſs according to the canonycall decrees within thre monethes after the ſaid arreſt, any lawfull impediment ceaſſynge. And if any perſon in any caſe aboue expreſſed, be before the dyoceſan of the place or his commiſſaryes canonycally conuicte: than the ſame dyoceſan maye do to be kepte in his priſon the ſayde perſone ſo conuicte for the maner of his defaute, and after the qualyte of the offence according and as long as to his diſcrecion ſhall ſeme expedient, and moreouer to put the ſame perſon to the ſeculer courte (except in caſes where he according to the canonycal decree ought to be left) to paie to our ſouereaigne lorde the kynge his peruenue tyne, according as the ſame tyne ſhall ſeme competent to the dyoceſan, for the maner and qualytie of the offence, in which caſe the ſame dyoceſan ſhal be bounde to certifie the kynge of the ſame tyne in his exchekier by his letters patentes ſealed with his ſeale to the effecte that ſuch tyne by the kinges authoritie may be required and leuyed to his vſe of the goodes of the ſame perſon ſo conuicte. And if any perſon within the ſaide realme and dominyons, vpon the ſaid wicked preachinges, doctrines, opinions, ſcroles and heretical and erronyous informacions or any of them be before the dioceſan of the ſame place or his commiſſaryes canonycally conuicte, and the ſame wicked ſecte, preachynges, doctrines and opinions, ſcroles and informacions, do refuſe duely to abiure, or by the dyoceſan of the ſame place or his commiſſaryes after the abiuracion made by the ſame perſon pronounced fall into relaps, ſo that according to the holy canons he ought to be left to the ſeculer court, wherupon credence ſhalbe geuen to the dyoceſan of the ſame place, or to his commiſſaries in this behalfe, than the ſheriffe of the countie of the ſame place, and maiſe and ſheriffes or ſheriffe, or mayre and baylifes of the citie, towne and boroughe, of the ſame countie nexte to the ſame dyoceſan or the ſaide commiſſaries, ſhal be perſo-

nally

ually present in preferryng of such sentences, whan they by the same dyocesan or his commyssaries shalbe requyred: and they the same persons and euery of them, after such sentence promulgate, shall receiue: And them before the people in an highe place do to be brente, that suche punisshement maye stryke in feare to the mindes of other, whereby no such wycked doctryne and heretical and erronious opinions, nor theyr auctours and fautours in the sayd realme and dominions agaynst the catholike fayth, christen law, and determinacion of the holye churche, which god prohibite, be susteyned or in any wyse suffered, in which all and singular the premysses concernyng the sayde ordinaunce and statute, the sheryffes, mayres and baylyffes of the saide counties cities boroughes and townes, shalbe attendyng, aiding & supportyng, to the sayd dioceians and their commissaries.

¶Item where as vppon a greuous complaynte made to our soueraygne lorde the kyng by the comons in the parlyament, how the people of wales, somtyme by day & somtyme by night, cometh within the counties ioinynge vpon the marches of wales, and doth take diuers distresses of horses, oxen, kyne shepe swyne and other theyr goodes to a great nombre, and the same doth leade, dryue and carie awaye to the seignorye where they be resyaunt, and there withholdeth them tyll gree be made at theyr wyl, & that aswel of them that hath not offended, as of them that haue offended, and also the sayde people of wales doth dayly arreste the people of the sayde counties commyng with theyr marchandises or other theyr goodes and catals, and affirmeth plaintes against them of dettes, couenantes, trespasses, and other actions, wher of they be nor yties nor pledges, to the entent to greue them by diuers and outrageous amerciamentes and costes, to the great impouerisshyng and vtter vndoing of the people of the saide counties: Our soueraygne lorde the kyng consyderyng the premysses aforesayde, and wyllyng therupon to prouide remedie, by the assent and aduyse of the saide lordes, and at the request of the said commons hath ordeined & stablished, that yf any people of the said counties be arrested and greued, as afore is saide, maintenaunt letters testimonials shall be made, recityng their greuaunce directed to the gouernours or stewardes, where such offenders be resyaunt with their goodes and catals receiued in wales, vnder the seales of the sheryffes of the saide counties, or of the mayres and baylyffes of the cities and burghes, or stewardes of franchyses, where such people so greued be dwellyng, to the intent that the said gouernours or stewardes shal do to be deliuered to them theyr distresses goodes and catals, so taken or arrested. And yf they make not deliuerey of suche dystresses, goodes or catals so taken or arrested, within vii. dayes after request to them made, than it shal be lawfull to the englysshe people so greued, to arreste all men that commeth with the goodes and cattals of them of the seignourye of wales, where such offendours be inhabiting or resyaunt and the same to reteyne, tyll that full agrement be made to the sayd parties greued with theyr myles, costes and expenses, togyther with theyr goodes and catals aforesayd.

Ca. xrbi. Walshmen.

Letters testimonials.

Distresse.

Cap.xbii Walshmen.

¶Item it is ordeyned and stablished, that if any walshmē from henssorth do entre in the counties ioynyng to the same in the realme of England, and in the same do brenne, kyll, rauyshe, or committe any other felonye or trespasse, wherof he is attainted within the realme of Englande by the lawes of the same realme by outlagary or abiuration, and repaireth into wales, and abydeth there, that vpon the certification and recordes to be made by the Justices of our souereigne Lorde the kyng in Englande, before whom thei shalbe so conuict, vnder their seales to the lordes and ministers, wheer suche felons shalbe found in wales, final execution be made vpon the same felons by the same lordes or ministers, and that vpon a greuous payne.

Ca. xbiii Lordes. Marchers. Wales.

Item it is accorded and stablished, that the lordes of the marches of wales shall ordeyne and set sufficient stuffyng and warde in theyr castels and seignouries of wales, to the intent that in tyme to come no losse, ryot, nor domage come to our souereigne lord the king or to his realme, nor to none of his liege people by theyr tenauntes, reliauntes, nor none other walshemen in theyr defaut, as hath come and be done for defaut of good gouernaunce in tyme passe.

Cap.xix. Walshmen. Wales.

Item it is ordeyned, that no hole englishman by.iii. yeres next folowing shalbe conuict at the suite of any walsheman within wales, except it be by the iudgement of englyshe Justices, or by the iudgement of hole englyshe men burgesses, or by enquestes of burghes townes and englyshmen of the seignories where suche englyshemen be arrested.

Cap.xx. Walshman. Purchase.

Item it is accorded and assented, that frō henssorth no walshman be receyued to purchase lādes nor tenementes within Englande, nor within the burghes nor englyshe townes of wales, vppon payne to forfayte the same purchases to the lordes, of whom the sayd landes and tenementes be holden, as suche estate whiche the sayde purchasour had in the same, nor that no walshman shalbe accepted burgesse, nor to haue any other libertie within the realme, nor within the burghes and townes aforesayd.

Vide supersius. Cap.ii.

Cap.xxi. Lyuerey.

Item where as in the last parliament, it was ordeyned and stablyshed, that no lorde of what estate or condicion he were, shoulde vse nor geue any lyuerey of signe of companye to no knyght esquier nor yeoman within the realme aforesaid, sauing alwaies to our souereine lorde the kynge shoulde geue onely his honorable lyuerey to the lordes temporall, whom pleased him. And sauyng also that the same our souereigne lorde the kyng shoulde geue his honorable lyuerey to his menials knightes and esquiers, and also to his knyghtes and esquiers whiche be of his retinue, & take of him their annuell fee for terme of lyfe: and moreouer it was accorded and assented by the kyng the lordes and the commons aforesayd: that the sayd knyghtes & esquiers should in no wyse weare their saide lyuereyes in their countrey or counties where they should be resiant and dwellyng, nor els where within the realme out of the kynges presence: and yf any lorde dyd the contrary, and that duely proued: he shuld make fyne and ransom at the kynges wyll: and yf any knyghte or esquier dyd the contrarie, and therof were duely attaynted: he shuld lose his sayd liuerey and forfayt his fee for euer. And that

no

no yeman shuld take or weare any lyuerey of any other lord, vpon paine of imprisonment, and to make fyne and raunsome at the kynges will, prouided alwaies, that the constable and marechall of England for the tyme beyng, in their retenue of knyghtes & esquiers may weare the sayde lyuerey of the kyng vppon the bordes and marches of the realme in tyme of warre. Prouided also that al those that shall trauaile or passe the sea to the parties beyonde the sea, to acquire honour, may weare the same liuerey in those parties without being therof in any wyse greued or appeched, as in the statute therof made more fully is conteined: Our souerayngne lorde the kyng considering the same statute to be very expedient and necessary, hath ordeined & stablished, that the same statute shalbe kepte holden & kept, ioined thereto, that the Justices of the one benche and of the other, and the Justices of assises and of the peace, haue power and auctorite to enquere, here, and determine in this case by record in their presence, or by enquery to be made fro tyme to tyme, & that the dukes, erles, barons, and baneretes of the realme may weare the sayd lyuerey in theyr countrey and els where. And also that the sayd knightes & esquiers maye weare the sayde lyuerey in goyng from the kynges house and retournyng to the same. Prouided alwayes that the same knightes and esquyers weare not the same lyuerey in theyr counties or countrey where they be reseaunt or dwellyng, vpon the payne conteyned in the sayd statute. Moreouer it is accorded, that the prynce may geue his honorable lyuereys of signe to the sayd lordes and to his menial gentelme. And that the sayd lordes may weare the same as they weare the kynges liuerey, and that the meynials of the prince may also weare the same as the kynges meynials, and in the fourme, and vpon the paynes aforesayd.

¶ Item where as in the statute made the .xi. yere of the sayd kyng Richard amõges other thynges it is conteined, that no man shuld pursue any thing contrary to the same that than was ordeined or iudged, touchyng them agaynst whom the iudgemente of forfaiture was geuen in the same parlyament, vpon the paine of the same forfaiture cõprised in the same ordinance: Our souerayngne lorde the king, by the aduise and assent of the lordes spirytuall and temporall, and at the requeste of the sayde comons hath ordeined and stablished, that no man be greued nor endamaged by any suite made or to be made to the contrarie of the sayde ordinaunce, and that euery man be free and at large to pursue to haue greate and remedie without any empechement, not withstandyng the ordinances aforesayde. Cap. xvii. Duke. Forfayture.

¶ Item where as the marescha ll of the marescha llye of the court of our souereigne lorde the kinges house in the time of kyng Edward, graũdfather of our souerayne lorde the kyng that now is, was wont to take the fees as here after folowth, that is to say, of euery person that cometh by capias to the sayd court .viii. d. and if he be let to maynprise til his day. ii. d. more, and of euery person which is impleded of trespas, & fyndeth .ii. maynpernours to kepe his day tyl thende of the plee, to take for that cause .ii. d. of the defendaunt, & of euery person cõmitted to prison by iudgement of the stewarde, in what so euer maner the same be, iiii. d. of euery person delyuered of felo- Ca. xviii. Marescha ll of the kinges house.

nie, of euery felon let to mainprys by the court. iiii.d. which fees wer wont to be taken and payde in full court, as the kyng hath well perceyued by the complaynt of the sayd commons therof made in the sayd parliament: The same our soueraigne lorde the kyng, to auoyde al such duresses and oppressions to be done to his people, against the good customes and vsages made and vsed in the tyme of his progenitoures, by the aduise and assent of the lordes spiritual and temporal, and at the supplication of the said commons hath ordeyned and stablyshed, that if the sayd marescha11 or his ministers vnder him, take other fees than aboue is declared, that the same marescha11 and euery of his sayd ministers shall lose theyr offices, and paye treble damages to the partie greued, and that the partie greued haue his suite before the steward of the sayd court for the tyme beynge. Also it is ordeyned and stablyshed, that no seruitour of billes that beareth a staffe of the same courte, shall take for euery myle from the same courte, tyll the same place, where he shall doo his seruice, no more than. i.d. and so for. xii. myles xii.d. & for to serue a Venire facias. xii. &c. or a Distringas out of the same court, the double. And if any of the sayd seruitours of billes do the contrary, he shall be punished by imprisonment, and make a fyne to the kyng after the discretion of the steward of the same court, and also be forjuged the court, and the same steward shall haue power to make proclamation at his commyng to the sayd court in euery countrey from tyme to tyme of all the articles aforesayd, and therof to make punyshement as afore is sayd.

Fees.

Ca. xviii

¶ Item where as the cõmons complainyng, haue shewed to our soueraign lord the kyng in the Parlyament, howe that in tyme of the sayd late kyng Rychard, the. xviii. yere of his reygne, it was commanded throughout the realme, & to certayn people of the realme charged vpon their liegeaunce, to come to the duke of Yorke, than beyng lieutenaunt of England, to go and tary with hym at the kynges wages, and now certayne processes be made out of the escheker agaynst the sayd people, for the summes of money than taken by them for theyr sayd trauayle and abydyng with the lieutenaunt aforesayde, to the great damage of theyr estates: It is ordeyned and stablyshed by the kyng and the lordes, and at the request of the said commons that the same commons and euery of theym, and euery sheriffe of England than beyng, may accompt before the barons of the escheker by theyr othe of the sayd summes so receyued, and to be therof discharged by theyr oth, without suyng other warrant. And that they and euery of them haue due allowance of that that they or any of them haue expended and payd for wages in rydyng and taryeng with the sayd lieutenant, to the somme by them or any of them receiued.

Here

¶ Here foloweth the statute made at Westminster, in the fowerth yere of king Henry the fowerth.

TO the reuerence of God and holy churche, and for the common welth & profite of al the realme of England, our soueraigne lorde the king, by thaduise and assent of the lordes spirituall and temporall, & at the especial instance & request of the commons, assembled at the parliament, holde at Westminster the morow after S. Michel, þ iiij. yere of his reigne, hath ordeined & stablished certain statutes & ordinances by þ maner as foloweth

¶ Firste that holy churche haue all her liberties and fraunchises. And that the lordes spirituall and temporall, and all the cities, Borroughes and tounes fraunchised, haue and enioie al their liberties and fraunchises, whiche thei haue had of the graunte of the progenitours of our saied soueraigne Lorde the king, kinges of Englande, and of the confirmacion of the same our soueraigne lorde the king. And that the greate chartre and the chartre of the forest, and all the good ordinaunces and statutes, made in the time of our saied soueraigne lorde the king, and in the time of his progenitours not repealed, be fermely holden and kepte. Cap. i. Chartre.

¶ Item our soueraigne lorde the king, hauing in remembrance the entire hartes, & the greate naturall loue that the clergie of Englande hath borne to him, and also the greate charges, whiche the same Clergie hath had and sustained for his honour and profite, after the time of his coronacion, and by so muche willing to be gracious lord to them in their affaires, by the assent of the said lordes, and at the especiall praier and request of the said commons, will and graunteth, that the statutes made the .xvj. yere of king Edward, graūdfather to our soueraigne lorde the king that now is, touching the clergie of Englande, be entirely holden & kept, and put in due execucion And more ouer the same our soueraigne lorde the king, considering that the wordes and termes (that is to saie) Insidiatores viarum and depopulatores agrorum, compised in the peticion deliuered to him in this parliament by the clergie of England, hath not been commonly vsed in Enditementes, arrainementes, appeales, nor in other impechementes, in the time of his said graūdfather, nor in the time of his other noble progenitours, and willing by so muche to auoide suche nouelties, for the greate quiete and suretie of his people, by thassent of the lordes and commons of the same parliamēte will and graunteth, and hath ordeined and stablished, that the said wordes and termes, shal not be from hensforthe vsed, nor put in enditementes, arrainementes, appeales, nor any other impechementes. Nor that by force of any suche worde or terme, any clerke religious or seculat, nor none other of the kinges liege people, shalbe from hensforthe arrained, appealed, impeched, nor greued before any seculer iudge: but our said soueraigne lorde will well, that the Justices maie take & receiue before them enditementes, arrainementes, and appeales of felonies, bearing in them the effect of the said wordes and termes, if any persone of suche felonies shalbe hereafter endi- Cap. ii. Clergie. Insidiatores viarum. Depopulatores agrorum.

ted, arrayned, or appealed, and yf per case in tyme to come any clerkes religious or seculer, shalbe endited, arrayned, or appealed, & theyr enditementes, arraynemētes, & appeales do beare the effecte of the sayd wordes. Insidiatores viarum, and depopulatores agrorum, or other wordes purportinge lyke effecte; yet neuertheles suche clerkes shall haue and enioye the priuilege of holy churche, and shalbe deliuered to the ordinaries them demaundynge, or theyr deputies, without any empechement or delaye.

Cap. iii. Clergie. ¶ Item by the same assent our sayd soueraygne lorde the kynge wyll and graunteth and hath ordeyned and stablysshed, that all the statutes ordynances and grauntes, made or graūted by his noble progenitours or predecessours kynges of England, to the clergie of England, for the conseruacion of theyr liberties and priuileges, and for the conseruacion of the liberties and munimentes of holy churche, not reuoked, be fermely holden, obserued and kept, and put in due execucion accordinge to theyr fourme & effecte. And ther vpon the archebishop of Canterburie for him selfe, and for all other bysshops of his prouince hath promised to our sayde soueraygne lorde the kyng, that if from hens forth any clerke seculer or religious, that is conuict of treason that toucheth not the king him selfe nor his royal maiestie, or that he be a cōmen theefe, & for suche notoryously holden and reputed, and for the same cause par case as clerke conuicte be from hens forth deliuered to any ordinarie: that the same ordinarie shall kepe him saufly and suerly, and accordyng vp the effecte of a constitucō prouinciall to be made by the sayde archiebysshop and other bysshops vpon the cōtenue fourme & effect of the letters of Simon late archebysshop of Canterburye, bearinge date the .xii. kalendes of Marche. M.CCC.li. ordeining and puttyng in the same constitucion certeyn paynes by theym to be limit by theyr discrecion. And that no suche clerke conuict of suche treason, or that he be a commen theefe as afore is sayde, after he be deliuered, shall make no purgacō agaynste the purporte of the sayd constitution, whiche constitution shalbe shewed to our sayde souereigne lorde the kynge before this nexte parlyament, to the entent that yf it semeth to his hyghe discrecion, that the sayde constitucion shal not be a cōuenient remedie in this case, that than it may be treated and prouided of other remedie by the maner as parteyneth.

Clerke. Constitucion. Purgacion.

Cap. iiii. Gyftes and Grauntes. ¶ Item where as before this time many gyftes & graūtes haue ben made to diuers psones, as wel of the reuenues of the right of the crowne of England, as of wardes, mariages, landes and tenementes, and other diuers cōmodities, without good deliberacion therof had, as the sayd cōmens haue shewed to our souereigne lorde the kyng in the parliamēt: The same our souereigne lorde the kyng, wylling therof to prouide remedie, hath declared, that his intent is to refraine to make any suche gyftes or grauntes, saunge onely to suche personnes, which the same deserue, and as dell shall seme to the king and his counsell. And syth it is the desire of all the estates of the realme, that nothyng shulde be so demaunded of the same our soueraygne lorde the kyng, he wyll, that all those that make any suche demaundes of hym, contrarie to this statute, shalbe punysshed by the aduise of hym

and of

and of their counsaile, shall take no thing for their labour, but such fee as they shall demaunde, shall neuer haue the lyuing in question.

Item it is ordeined and stablished, that euery Sheriffe shall abide in propre person within his Bailliwike, for the time that he shalbe Sheriffe, and Cap. v. Sheriffe. that he shall not let his office to ferme to any man, for the tyme that he occupieth the office, and that the saied Sheriffe be chosen, from time to time, as hath been vsed in speciall, emonges other articles contayned in the othe of the Sheriffe.

Item where as before this time, to auoide the deceipt, whiche hath been Cap. vi. vsed in clothes solde in London, vnder the name and colour of clothes made Clothes. in Kingston, and the suburbes of the same there was ordeined a seale of lead London. for to seale suche clothes, made in the saied Citie and Suburbes, till now of late, that for the singuler profite of certain persones, the same seale of leade Seale. hath been excluded, to the great damage of the people, and great slander to the citie and suburbes: Our saied souereigne Lorde the King, by the auise and assente aforesaied, to obuiate suche subtiltie and deceipte, hath ordeined and stablished, that one sufficiente man shalbe assigned, by the same our souereigne Lorde the King, to seale the saied clothes, whiche shalbee wrought, wouen and fulled in the saied citie, and the suburbes of the same, with a seale of leade, as in olde times was vsed, in the same citie and Suburbes, and that no suche clothe so wrought, wouen and fulled, within the same citie and Suburbes, be in any wise solde or bargained, nor set to sale, onles it bee sealed with a seale of leade, as before is saied. And the same our souereigne lorde the king, shall haue the forfaiture of the clothes, solde contrarie to this statute, if any be.

Item where as in the statute made the first yere of king Richard, it was Cap. vii. ordeined, that where diuers persones, did disseise other of their free holde, and made feoffements to diuers people to haue maintenaunce, as well as Maintenance. to make the disseisies to designe aunte, against whom they ought to take their writ: That the disseisies in suche case, might take their writte against them, whiche therof shall take the profites, so that the disseisies commence their suite, within the yere next after the disseisin, and that the same ordinaunce, should holde place in euery other accion or plee, where suche feoffementes be made by fraude or collusion, to haue their recouery against suche feoffours, if they therof take the profites: our saied souereigne lorde the king thinking the saied statute to be very mischeuous, and hurtfull to his people, bicause of the shortnesse of the time, by the assente of the saied lordes, and at the request of the Commons aforesaied, hath ordeined and stablished, that suche disseisies, shall haue their accion against their firste disseisour, during the life of the same disseisour, so that suche disseisour therof, take the profites Disseisin. at the time of the suite commenced. And as to other writtes in plee of land, the demaundaunte shall commence his suite, within the yere against hym, whiche is tenaunte of the freholde, at the time of the accion growen to him so that suche tenaunte therof take the profites, at the time of suche suite commenced, notwithstanding the saied statute.

Cap. viii. Forcible entrees.

¶ Item where as dayly the great ryottes of this realme doo make forcible entrees into other mennes landes, and put oute the possessours of the same, clayming somtime in their owne right, where their entrees is not lawfull, & somtime in an others right, where they haue nothing in reuercion in right nor in demeane, nor there is no liuerey nor seasyng betwene them and those in whose right they haue entred, and also take away goodes and catals in maner of roberie, so that sometymes they be in such maner put out, and of their goodes and catals spoyled, that they haue nought to pursue for their right, and so by such forcible entrees and mayntenaces the lawe tenauntes and possessours be vtterly disherited and destroyed: Our sayde soueraigne lorde the kynge, myndyng to do euen right to all his liege people alwell the small as the greate, and that his lawes be duely executed, at the grieuours complainte of the sayd comes, by the aduise and assent of all the lordes aforesayd, for to punysshe and chastice suche ryotes and forcible entrees so made, and here after to be made agaynst the lawes of the lande, hath ordeyned and stablished, that yf any man great or small, of what estate or condition that he be, make anye suche forcible entree in his owne right or to his own vse, or in an others right, or to an others vse by way of maintenaunce, or take or cary away any goodes after suche forcible entree from the possessour of the freholde: that yf the partie greued, or other lawfull man wyll make affyaunce in his name, that the entree was made in suche forcible maner. That the chancellor of England for the time beyng, shall haue power by his discrecion to graunt a special assyse in this case to the partie greued, of what soeuer valour the tenementes be, without suing to the kyng. And yf suche disseysoure be attaynted of suche disseyson made in suche forcible maner, he shall haue one yeres emprisonemente, & yelde to the partye greued his double damages: And yf he be conuicte by the same assyse, that he hath taken or caried away any goodes or catals of suche disseysies: the Iustices of the same assyse shall haue power for to here and determine as well for oure soueraygne lorde the kyng as for the partye, of the goodes and catals so caried awaye, and to awarde to the same partie so greued his damages: And that in euery suche especiall assise be named one of the same Iustices of the one benche or of the other, or the chyefe baron of the eschekker, yf he be a man of the lawe. And that hereafter no writ of Supersedeas be graunted to the contrarie of suche especiall assyses.

Maintenaunce

Chaunceller

Disseisins.

Iustic.

Cap. ix. Commissions

¶ Item bicause that manye commissions be made or directed to dyuers personnes of the realme, somtime to enquyre and certyfie, somtyme to enquyre heare & determine, & somtime to sease landes & tenementes, goodes and cattals, whyche commissions neuer came to the handes of the sayd commissioners, wherupon wrytes yssued out of the escheker of oure soueraygne lorde the kyng, to distreyne suche commissioners their executours heires and landtenenates, somtime to yelde the estretes of the fines, yssues and amerciamentes, which perteineth to oure soueraigne lorde the kynge by cause of the sayde commissions, some tyme to certifie that whyche is found before them by enquest, and somtime to accompte of certeyne thinges

and contained in the said commissions, to the greate damage and inquietacion of many the iuste and true people: The same our Soueraigne Lorde the king, for the ease and quietnes of his people, willing in this case to prouide remedie, that the offenders be punished, will, and hath ordeined and stablished, that the Chauncellour of Englande, for the time being, shall vse his power as he hath vsed afore this time, in this case. And in other cases, the same Chauncellour, calling to him such Justices, as him shall please, or the chief Baron of the Eschequer nedd bee, shall haue power by auctho'itie of Parliament, to prouide remedy from time to time, by their discretion. Chauncellor

Item for the greate scarcitie that is at this present, within the realme of Englande, of halfpens and farthinges of siluer: It is ordeined and stablished, that the third parte of all the money of siluer, whiche shall be brought to the bullion, shall bee made in halfpens and farthinges, and that of this third part, the one halfe be made in halfpens, and the other halfe in farthinges, and the same to doe and perfourme by the ordigner, swoorne in especiall. Cap. x. Halfpens. Farthinges.

And that no Goldsmith nor other persone, what so euer he be, doe to be molten any suche halfpens or farthinges, vpon peine to paie to the king, the quadrable of that that so shalbe molten, against the fourme of this statute. Goldsmithe.

Item bicause that by weares, stakes and kidels, beeyng in the water of Thamise, and of other greate riuers throughe the realme, the common passage of shippes and botes is disturbed, and muche people perished, and also the yong free of fishe destroied, and against reason wasted and giuen to fewe to eate, against the pleasure of God, and greate damage of the king and his people: The same our soueraigne lorde the king, minding to prouide a due remedy for the said mischiues, by the aduise and assente of the lordes afore said, and at the praier of the said commons, will, and graunteth, that the statutes ther of made, be holden and kept, and put in due execution: ioined to the same, that commissions be made to certain Justices and other, in euery countie of the realme, where shall bee nedefull to enquire of all that, that is contained in the said Statute, and to punishe the offendours of the same statute, by fine, according to their discretion, saued alwaies and reserued to the king our soueraigne Lorde, the paines comprised in especiall in the said statutes, and that the estretes of suche fines, be deliuered by the said Justices, to the sheriffe of euery countie by indenture, and that the said sheriffes paie the issues and profites risyng of the said estretes, to euery of the said Justices, for euery date that he shall trauaile, to exercise the said commission fower shillynges, and that the said sheriffes haue thereof due allowaunce from time to time in the Eschekier. Cap. xi. Weares. Stakes. Kidels. Commissions. Sheriffes.

Item it is ordeined, that the statute of appropriacions of Churches, and of the endowemente of Vicars in the same, made the. xv. yere of king Richard the second, be fermely holden and kept, and put in due execucion, and if any churche bee appropried, by licence of the said king Richard, or of our soueraigne Lorde the king that now is, after the said. xv. yere, against the fourme of the said statute, the same shalbe duely refourmed, after the effect of the same statute, betwixt this and the feast of Easter next comming. And Cap. xii. Appropriacion.

if suche reformacion be not made, to bee in the time aforesaid, that the appro-
priacion and licence therof made, be voide and vtterly repealed and annul-
led for euer, except the clause of the statute in the Records of the Parlia-
ment for to eschue the daunger and slaunder and detaute, that haue been be-
fore this time betwixte the bisshoppe of Elie, and the Archedeacon of Ely,
vpon the exercise of their iurisdiction, as it semeth by the acte of the
bisshoppe, in the time of the king, and of the Lordes of the Parliament,
late appropried by the licence of the king our soueraigne lorde, to the Arche-
deacon and his successours, to doue diuine seruice there hospitalitie, and to
supporte other charges as pertaineth. Moreouer it is ordeined and stabli-
shed, that all the Vicarage vsed, annexed, or appropried, and the licences
thereof had, after the fifte yere of the saied king Richard, bee voide in case
that thei, whiche haue vsed, annexed, or appropried suche Vicarages, bee
in possession of the same Vicarages, or by vertue of suche licences, made in
any wise be in possession of the same, in any time to come, thei shalbe vtterly
voied, reuoked, repealed, annulled and disapproued for euer: and that from
hensforthe in euery Churche so appropried, a seruisible persone bee ordeined
Vicare perpetuall, canonically instituted and inducte in the same, and conue-
nably endowed by the discrecion of the ordinarie, to doe diuine seruice, and
to entourme the people, and to kepe hospitalitie there (except the churche of
Hadenham late so called). And that no religious be in any wise made Vicar in
any churche so appropried, or to be appropried, by no waie in time to come.

Cap. xiii

Item it is ordeined, that the statute made the fifte yere of king Edward
graundfather to our soueraigne Lorde the king that now is, conteinyng
that none shalbe distrained to go out of the counties, but onely for the cause
of necessitie of so daune comuyng of straunge enemies into the realme, and
the statute made the xviii yere of the saied graundfather, that menne of ar-
mes, Nobles and Archers chosen to go in the kinges seruice out of En-
glande, shall be at the kinges wages, from the daie that thei departe out of the
counties, where thei were chosen. And also the statute made the xxv yere
of the saied graundfather, that no man be compelled to finde men of armes
Nobles nor Archers, other then those, whiche doe holde by suche seruice,
onles it be by the comon assent and graunt, made in the parliament: shalbe
fermely holden and kept in all pointes, so that alwaies by force or colour
of the saied supplicacion, nor of any statute therupon to be made, the lordes
nor one other that haue landes and possessions in the Countrey of Wales,
or in the marches therof, shall in no wise bee excused of their seruice and de-
uoires, due of their saied landes and possessions, nor of any other honoures
or thinges, whereto thei or any of them, be bounde to our soueraigne lorde
the king, how muche that the same lordes and other, haue of other landes
and possessions within the realme of England. Nor that the lordes or other,
of what estate or condition that thei bee, whiche holde by Escuage or other
seruice due to the king, any landes or possessions, within the saied realme, be
no wise excused to do the seruices and deuoires, due of their saied landes or
possessions: Nor that the lordes, knightes, esquiers, nor other persones, of

what

Vicarage.

Cap. xiii

Menne of Armes.

Archers.

Wales.

Escuage.

what estate or condicion thei bee, whiche holde and haue of the graunte or confirmation of our soueraigne Lorde the king, landes, possessions, fees, annuities, pensions, or other yerely profites, bee not excused to doo their seruice to our soueraigne Lorde the king, in suche maner as thei are bounden, bicause of their landes, possessions, fees, annuities, pensions, or profites aforesaied.

¶ Item it is ordeined and stablished, that no labourer be reteined to worke by the weeke, nor that no labourers, Carpenters, Masons, Tilers, Plasterers, Daubers, Coverers of houses, nor none other labourers, shal take any hiere for the holy daies, nor for the euens of feastes, where thei dooe not labour, but till the hower of noone, but onely for the halfe daie, vpō the pein that suche labourer, Carpenter, Mason, Tilar, Plasterer, Dauber, Coverer of houses, or any other Labourer, that taketh contrary to this statute, shall paie to the king, for euery time that he so doeth the contrary. xx. s. Cap. xiiii. Labourers. Carpenter. Mason. Tilar. Plasterer.

¶ Item it is ordeined, that all the marchauntes straungers and denizens, whiche bring marchaundises into this realme of Englande, and the same dooe sell within the realme, and receiue Englishe money for the same, that thei shall bestowe the same money, vpon other marchaundises of England, for to bring the same out of the realme of Englande, without caryng any golde or siluer in coigne, plate, or masse, out of the saied realme, vpon peine of forfeiture of the same, sauing alwaies their reasonable costes. Cap. xv. Marchantes Straungers. Denizens. Money.

¶ Item where as in diuers ordinaunces and Statutes, made before this time, it was ordeined and stablished, that no man, of what estate or condicion that he be, shall bring no money, nor do to be brought golde nor siluer, in money, plate, nor in vessell out of the realme of Englande, without speciall licence of our soueraigne Lorde the king: and bicause the same statutes and ordinaunces, bee very profitable and auailable for him, and for all his realme, if thei wer put in due execucion. The same our soueraigne lorde the king, by the aduise and assente of the lordes aforesaied, and at the especiall praier of the saied commons, hath ordeined and stablished, that the saied ordinaunces and statutes, be holden and kepte, and put in due execucion. And if any persone of what estate or condicion that he be, bring, or sende, or dooe to be brought or sent, golde or siluer, in money, vessell, or in plate, out of the saied realme, without the kinges especiall licence, excepte for his reasonable expenses, as afore is said. And he that can espie the same, vpon a ful and lawfull certificacion, therof to bee made to the Barons of the Escheker, of our soueraigne lorde the king, shall haue the thirde parte of suche thing so espied for his trauaile, to endure to the nexte parliamente. Cap. xvi. Money. Golde. Siluer. Plate.

¶ Item it is ordeined and stablished, that no frier of the fower orders, that is to saie, frier Minours, Augustines, Preachours and Carmelites, from hensforthe shall take, nor receiue any infaunt, into their saied order, onles he be entred into the age of. xviii. yeres, without the assent of his father and mother, or other his next frendes of bloud, or other his frendes or tutours, in whose warde or custodie, suche infaunt shalbe continually conuersaunte and abidyng. And that no suche Frier, of none of the saied orders, bring, Cap. xvii. Friers.

embesile,

embeſile, nor eloigne, nor do to be brought embeſiled, nor eloigned by hym ſelf, nor by none other ſuche infaunte, out of the place where he ſhalbe ſo firſt taken or receiued, to any other place, by an whole yere nexte enſuyng ſuche takyng, or receipte into the ſaied order. And if any ſuche infaunte bee ſo taken, receiued, or withholden againſt the will of his ſaid father and mother, or of his other frendes or tutours aforeſaied, or if he be brought, imbeſiled or eloigned from the place, where he ſhalbe ſo firſt taken or receiued, to any other place, and the ſame fathers or mothers, or other his frendes or tutors aforeſaied, hath made requeſt to the maiſter Prouinciall, Wardein, or Prior of the ſame order, in the place where the ſaied infaunt is, or ſhalbe ſo taken, receiued, or withholden, and thei will not make deliuery of the ſame infaunt, to his ſaid father or mother, or other his frēdes or tutours aforeſaid: The ſame father or mother, or other frendes or tutours aforeſaied, ſhall ſue to the Chauncellour of Englande, for the tyme beyng, and the ſame Chauncellour ſhall haue power and auctoritie of Parliamente, to ſende for the miniſters or prouincials of the ſaied fower orders, wardein or Prior of the place, where ſuche infaunte ſhall ſo be taken, receiued, or withholden from time to time, and theim to punithe after the diſcrecion of the ſaied Chauncellour, and according as the caſe requireth in this behalfe. And to the entente that this ſtatute and ordinaunce ſhall hold place for euer: Freer Jhon Zouche, miniſter of the order of the Freers Minours in Englande, Freer William Birkworthe, Prouinciall of the ordre of the Freers Preachours in Englande: Freer William de Welle, Prouinciall of the ordre of the Freers Auguſtines in Englande. Freer Stephan of Padington, Prouinciall of the ordre of the Freers Carmelites in Englande, beeyng in the proper perſones before the king, and the Lordes ſpirituall and temporall, and the commons of the realme in the full Parliamente, lyng their right handes on their breaſtes, made an othe and promiſed in the ſame Parliamente, to holde, keepe, obſerue, and perfourme the ſtatute and ordinaunce aforeſaied, for them and their ſucceſſours for euer.

Chancellor.

Ca. xviii Attourney.

¶ Item for ſondry damages & miſchiues, that haue come before this time, to diuers people of the realme, by the greate nombre of Attourneis, ignoraunt and not learned in the lawe, as thei wer wont to be, before this time: It is ordeined and ſtabliſhed, that all the attourneis ſhalbee examined by the Juſtices, and by their diſcrecions, their names to be putte in rolle, and thei that be good and vertuous, and of good fame, ſhalbe receiued & ſworne well and truely to ſerue in their offices, and eſpecially that thei make no ſuite in a foreine Countrey. And the other Attourneis ſhalbee putte out, by the diſcrecion of the ſaied Juſtices, and that their Maiſters, for whom thei were Attourneis, bee warned to take others in their places, ſo that in the meane time, no damage nor preiudice come to their ſaied Maiſters. And if any of the ſaied Attourneis do die or ceaſe, the Juſtices for the time beyng, by their diſcrecion ſhall make an other in his place, whiche is a vertuous man and learned and ſworne, in the ſame maner as afore is ſaid. And if any ſuche Attourney be hereafter notoriouſly found, in any defaute of record, or

other

otherwise, he shal forswere the court, and neuer after be receyued to make any suit in any courte of the kynge. And that this ordinaunce be holden in the escheker after the discrecion of the treasorer, and of the barons there.

¶ Item it is ordeined, that no stewarde, baylyfe, nor ministre of lordes of fraunchises, which haue returne of writtes, be attourney in any plee with in the fraunchise or bayliwyke, wherof he is or shalbe officer or ministre in any tyme to come. Cap. xix. Stewarde. Attourney.

¶ Item it is ordeined and stablisshed, that the statute made in the fyrste yere of our soueraygne lord the kyng that nowis, of that that the customers and controllers in euery porte of England shall abyde vppon theyr offyces in their proper persons, without making any deputie or lieutenant in their names, be fermely holden and kept in al pointes: Joyned to the same, that thei shall be sworne to do the same from tyme to tyme vpon peine of imprisonment, and to paye to the kyng. C. li. if they do the contrarye. Also it is accorded and assented, that the lieutenant of the kynges, chiefe boteler, and the sercher, shalbe resident in the same maner, and vppon the same peyne of C. li. the one halfe to our soueraigne lorde the kyng, and the other halfe to hym that wyll sue for the same our soueraigne lorde the kyng, against such customers controllers, lieutenaunt, or sercher not resident. And that euery customer from henseforth, vpon the yelding of his accompte in the escheker, be sworne by his othe, to answer laufully to the same our soueraygne lorde the kynge, without fraude or male engine, of all maner profytes and commodities for the payment of any assignement, be it by tayle or in any other maner. And that all maner marchandises entryng in the realme of Englande, or goyng out of the same shalbe charged and discharged in the great portes of the sea, and not in crykes and small arriuals, vppon peyne to forfayte all the marchaundise so charged or discharged to our soueraygne lorde the kyng, excepte vessels and marchaundyses arryuing in such lyttel crikes and arryuals by coheroion of tempest of the sea. Cap. xx. Customers. Controller. Boteler. Sercher. Othe. Marchandises.

¶ Item it is ordeigned and stablisshed, that the sercheours in euerye porte of Englande shalbe charged & sworne, that they shall not let to ferme their offices of serchyng, nor occupy the same by a deputie. And that from henseforth they take of no maisters of shippes for theyr office of serchyng no siluer nor money for their welcome and farewell, nor none other thyng for the same, as it hathe been taken and leuyed before this tyme, otherwyse than shalbe ordeyned to them for theyr office by our soueraigne lorde the kyng, and that no sercheour be hoste to no marchaunt nor maryner. And in case that any sercheour dothe contrary to this statute, and that duely proued, the same sercheour shalbe out of his office for euer, and make fine and ransome at the kynges wyll. Cap. xxi. Sercheours

¶ Item wher as it was ordeined by the statute made the. xxv. yere of king Edwarde, grandfather to our soueraigne lorde the kyng, that if the kynge make collation or presentment to any benefice in an others ryght: that the title, wherupon he groundeth hym, shuld be well examined, that it be true, and at what soeuer time before iudgement giuen, the title be found by good infor- Ca. xxii. Collation.

informacion vntrue and vniuſt, the collacion or preſentment therof made, ſhalbe repeated and adnulled. And more ouer in a ſtatute made afterwarde
Incumben. in the tyme of kyng Rychard, it was ordeined and ſtabliſſhed, that if the kynge preſent to any benefyce that is full of anye incumbent, that the kynges preſentee ſhall not be reſceiued by the ordynarye, tyll the kynge hathe recouered his preſentment by proceſſe of the lawe in his owne courte, and yf any preſentee of the kyng be otherwiſe reſceiued, and the encumbent out without due proceſſe as afore is ſaide, the ſame encumbent ſhal commence his ſuite within a yere after the induction of the kynges preſentee: Our ſouereigne lorde the kynge conſideryng the great miſchiefe of the encombent in this behalfe, hath ordeined and ſtabliſſhed by the aſſent aforeſayd
Benefice. that if any ſuche encumbente be out of his benefice withoute due proceſſe in the maner aforeſayd, that the ſayd encombent ſo out without proceſſe maye be at large and ſue for his remedie by the ſayd ſtatute, and begynne his ſuit in this caſe at what time ſhal pleaſe him within the yere or after at his wil, and that as wel for the tyme paſt as for the tyme to come, notwithſtandyng the terme ſo ymitted by the ſayd ſtatute.

Ca. xxiii. ¶ Item where aſwell in ple reall as in ple perſonall after iudgement gy-
Plee reall. uen in the courtes of our ſouereigne lord the kyng, the parties be made to come vpon greuous payne ſomtime before the kyng hym ſelfe ſomtyme before the kynges counceil, and ſomtyme in the parliament, to anſwer therof of new to the great impouerichyng of the parties aforeſaid, and in the ſubuercion of the comon law of the land: It is ordeined and ſtabliſſhed, that
Iudgement after iudgement gyuen in the courtes of our ſouerayngne lorde the kyng, that parties and theyr heyres ſhalbe therof in peace tyll the iudgement be vndone by attaynte or be errour, yf there by errour, as hath ben vſed by the lawes in the tyme of the kynges progenitours.

Ca. xxiiii ¶ Item where as late in the tyme of kyng Rychard the ſecond it was or-
Aulnage. deyned by a ſtatute, that the aulnage of clothes through the realme ſhould not be ſet to ferme, to the great damage of our ſouerayngn lord the kyng perely: It is ordeined and accorded in the ſayd parlyament, that the ſayd aulnage may be ſet to ferme by emprowment after the aduyſe of the treaſorer of England for the tyme beyng, and of the barons of the eſcheker, notwithſtandyng the ſayd ſtatute made to the contrary.

Cap. xxv ¶ Item it is ordeined and ſtabliſſhed, that the ſtatute of vitaylers and ho-
Vitaylers. Hoſteilers. ſtelers, and other ſellers of vitailes, made the .xiii. yere of the ſayd kyng Rychard, be holden and kept and put in due execution, and yf any hoſteler do to the contrary, and that duly proued, the ſame hoſteler ſhall from tyme to tyme incurre the peyne of the treble valure of the bread made by hym in his houſe or els where contrary to the ſaid ſtatute, and alſo the ſame hoſteler ſhall incur the quatreble valure of that that he hath taken ouer an halfe peny of euery buſſhell of otes aboue the common pryce in the market, and that aſwell at the ſuite of the kyng as of the partie.

Ca. xxvi. Item it is ordeygned and ſtabliſſhed, that no englyſh man lyege to our ſouerayngne lord the kyng, be conuict by any walſhmen within fraunchyſe

or without in any countie, hundred, or court within the lande of wales, of what so euer estate, but by englishmen and of the nexte venue, and people of good fame and not procured, nor that the englyshe burgesses, which haue maried walshwomen, haue fraunchises with the englishe burgesses. Wales.

¶ Item to eschewe many diseases and mischieues, whiche hath happened before this tyme in the land of wales, by many wasters, rimours, minstrels and other vacabondes, It is ordeined & stablished, that no waster, rimour, mynstrell, nor vacabond be in any wyse susteined in the lande of wales, to make commothes or gathering vpon the comon people there. Ca xxbii Wales. Rymer. Mynstrell.

¶ Item it is ordeined and stablished, that no congregacions bee made nor suffred to be made by the welshmē in any place of wales, for to make or tak any councel, oneles it be for an euident and necessarie cause, and by lycence of the chiefe officers & ministers of the same seygnorie, where suche thynge shall be done, and in the presence of the same officers and ministers, vpon payne of imprisonment, and to make fine and raunsom at the kynges wyll. C. xxbiii. Cōgregacōs. Wales.

¶ Item it is ordeined and stablished, that from henssorth no man be armed nor beare defensible armour to marchaunt townes churches nor congregacions in the same, nor in the high waies, in affray of the peace of the kynges lyege people, vpon peine of imprisonment, and make fyne and raunsom at the kynges wyl, excepte those which be lawful liege people to our soueraine lorde the kyng. Ca. xxix. Armour.

¶ Item it is ordeined and stablished, that no englishman nor walsheman of what estate or condicion that he be, send or bring by colour of marchandise or other wate, any vitayle or armour to any parties of wales, without the speciall lycence of our soueraine lorde the kyng or of of his councel, oneles it be for stuffing or enstoring of castels and englysh townes, vpō peyne of forfeiture of the same vitailes and armour, and that in euery parte of the marches of wales and townes of the marches, there be englysh constables for to enquire serche and arest all suche vitayles and armour, and the same constables for theyr trauaile shall haue the. vi. parte of such forfaytures so by them founde. Cap. xxx. Vitayle. Armour. Constable.

Item it is ordeined, and stablished, that no walshman shal haue castel fortresse, nor house defensiue of his owne nor of other to kepe, otherwyse than was vsed in the tyme of kyng Edwarde conquerour of wales, vpon peyne of forfayture of the same. Except bisshops and other temporall lordes for theyr owne bodies. Cap. xxxi

¶ Item it is ordeined, that no walshman be made iustice, chaumberlayne, chaunceler, treasorer, cherisse, steward, cōstable of castell, receiuour, eschetour, corōner, nor chiefe forester nor other officer, nor keper of the recordes, nor lieutenaunt in any of the sayde offices in no parte of wales, nor of the counceil of any englysshe lorde, not withstandyng any patente made to the contrarie with this clause, non obstant qō sit wallicus natus, excepte bysshops in wales, and of those and other whom the kyng our soueravn lorde hath founde his good and lawfull liege people he wyll to be aduised by his counceil. Ca. xxxii. Walshman. Wales.

Item

Ca.xxxiii Wales. ¶ Item for the more sufficient custody of the land of wales, and to the intent that a man may haue the better knowlege of the condicion of the people there: It is ordeined and stablished, that the garnysons of the castels and shalled townes there, be purueyd and stored sufficiently of valiant englisshe persons, straungers to the seygniouries where the sayd castels be set, and not of any man myxte of the sayd parties or seigniouries in wales, or the marches of the same, tyl the sayd land of wales be otherwyse iustified and appeased for the tyme to come.

C. xxxiiii walshwoma Wales. ¶ Item it is ordeined and stablysshed, that no englysshman maried to any walshwoman of the anntie or alyaunce of Owen ap Gleyndour, traytour to our soueraigne lord, or to any other walshwoman after the rebellion of the sayd Owen, or that in tyme to come marieth hym self to any walshwoman, be put in any office in wales or in the marches of the same.

Ca.xxxv. Shomaker. Cordwainer. ¶ Item where as in the statute made the .xiii. yere of kyng Richard the second amonges other thynges it was ordeined, that no shomaker nor cordwainer shuld vse the mistery of tanner, and that he whyche dyd contrary, shuld forfayt all the lether so tanned, and al the bootes so wrought, & more ouer to be ransomed at the kynges wyll. And bycause that our soueraigne lorde the kyng hath perceyued, that there is great damage and discept dyuersely by colour of the sayd statute, as by the peticion of the cōmons deliuered to hym in the same parliament it may appere: The same our soueraigne lord the kyng, by the aduise and assent of the sayd lordes, and at the prayer of the same commons, wyll and hath ordeyned, that the shomakers and cordwayners may tanne lether as they haue vsed in tyme paste, notwithstandyng any statute made to the contrary, so that the lether whiche shall be hereafter tanned, as well by the tanners as by the shomakers and cordwayners aforsayd, be assayed and marked with a mark of yron therto to be ymitte by the mayre or bailyffes, constable or chiefe wardens of the towne where suche lether shalbe wrought, or by any their deputie to do the same by his othe, before that suche lether be solde or set to sale, or set to any worke manshyp. And yf any lether be sold or set to sale, or set to any worke manshyp agaynst the fourme aforesayd, that than it shalbe forfaite to the kyng. And that this statute be put in assay and holde place tyl the next parliament.

Lether.

¶ Here foloweth the statute made the fifth yere of kyng Henry the fourth.

For to remedy and recouer diuers mischeues damages and greuances, shewed to our soueraygne Lord the kyng in his parlyament holden at westmynster the more wo of saint Hillary, the fifth yere of his reigne, The same our soueraigne lord the kyng by the aduise and assent of his lordes spirituall and temporal, and at the request of his commons of his realme of Englande, commen to the same parliament, hath ordayned and stablysshed dyuers statutes and ordinaunces in the fourme as foloweth.

Fyrst

¶ Item that none of the manors landes or tenementes, whiche late Henry Percy, or late Thomas Percy erle of Worcestre, or other traytours, whiche were in the dampt of high treason ayenst our soueraigne lorde the kyng and their adherentes, were leyed, or ante of them was leyed to any vse, other or otherly by them selfe, of the feffement of other to all others vses for the great trust that people whiche them dyd infeffe, had to them to do and perfourme their will, & whereof they were not infeffed to be enhaunced but to perfourme the wyll of their feffours in any parcell of the same manors landes, or tenementes, howe well that suche feffementes bee made by fyne or otherwyse, without shewyng a deed playnly the condition, whiche in any wyse to saue to our soueraigne lorde the kynge. And if any gyftes or graunttes be made by our sayde soueraigne lorde the kynge of the sayde manors, landes, or tenementes, or any parcell of the same, or otherwyse howsuche gyftes or graunttes be wholy voyde for euer and of no valour, and that our soueraigne lorde the kynge hath the forfayture of the landes and tenementes of the sayde Syr Henry and Sr. Thomas, and of the other rebelles aforesayde, whiche they or any of them were was by them leefull rightfully inherytable by discent or by rightfull purchase, or whereof other were infeffed to any vse with them, or other only to their vse by fyne or fine other maner, what soeuer it were.

Feffement

¶ Item because that oyers comen and notorious theues be rydden of oyers felonies, murders, and rapes, in diuers countres, and vpon the same arrayn before the kynges Iustices as before the kyng himself auanced by the same felonies, and forasmuche as of their liues they become vnprofitable to suche intente that in the meane tyme by hostage graunted and gyftes to be made to diuers persons, to pursue and saue their charters, and than after they deliuerance they become more strong notorious theeues than they were before: It is ordeyned and stablished, that if any person, of what estate, condicion that he be, man of warre, pray, or pursue, or do to be pursued or pursued from henceforth for any such theft, so attainted by his owne confession, or by due proues, and haue any charter of pardon, that the name of him or he that pursueth suche charter, be put in the same charter, maugre mention, that the same charter is graunted at his or their instaunce. And if he to whom suche charter is graunted, after his deliuerance dreadeth a theft against, that the same person that so pursue for his charters, shall incurre the paine of felony to be leuyed to the kynges vse.

Cap.iii. Charter.

¶ Item it is ordeyned and stablished, that the watch to be made vpon the sea coste through the realme, shall be made by the noumbre of people in the places and in maner and forme as they were wont to be made, and that in the same custe the statute of winchester be holden and kept, and that in the commissions of the peace hereafter to be made, this article be putte in, that the Iustices of peace haue power thereof to make inquisicion in their sessions from tyme to tyme, and to punysshe them which be founde in default after the tenour of the same statute.

Cap.iii. Watche. Iustices of peace.

¶ Item it is ordeyned and stablished, that none from henceforth shall vse to

Ca.iiii.

Multiplicacion.

multiplie gold or syluer, nor vse the craft of multiplicacion, and if any the same do, that he incurre the paine of felonie in this case.

Cap. v.

Item because that many offenders do daily bete, wounde, imayme & maym the kynges liege people, & after wilfully cut their tonges, or put out their eyes. It is ordeyned and stablished, that in suche case the offenders that so cutteth tonges or put out the eyes of any of the kynges liege people, and that duely proued, and founde, that suche dede was done of malyce prepensed, they shall incurre the paynes of felonie.

Cutting of tonges.

Punityng out of eies

Cap. vi

Item because that Richard Chedder squyer, whiche was come to this present parliament with Thomas Brode knyght, one of the knightes chosen to the same parliament for the countie of Somerset, and the sayd Thomas, was horribly beaten, wounded, blemished, and maymed, by one John Savage. It is ordeined and stablished, that for so muche as the same horrible dede was done within the time of the said parliament, that proclamacion be made, where the same horrible dede was done, that the said John appere and yelde him in the kynges benche within a quarter of a yere after the proclamacion made, and if he do not, the same John Savage shalbe attainted of the said dede, and pay to the parte greued his double damages, to be tased by the discrecion of the Iustices of the sayde benche for the tyme beynge, or by enquest if made be, and also he shall make fyne and raunsome at the kynges will. Moreouer it is accorded in the same parliament, that what wyse it be done hereafter to come in case like.

Parliament.

Ca. viii. Marchantes strangers.

Item it is ordeyned and stablished, that all the marchantes strangers of what estate or condicion that they be, comming, dwelling, or resorting within the realme of Englande, shalbe entreated or demeaned within the same realme, in the maner fourme and condicion, as the marchauntes denysens be or shalbe entreated or demeaned in the parties beyonde the sea, vpon paine to forfaite to the king of the goodes & catalls of suche marchantes straungers, and vpon payne of emprisonment of the body of suche marchauntes straungers.

Ca. viii

Item forasmuche diuers mischeues, which haue ben & be from day to daie aswel within the citie of London as within other cities & other places within the realme of Englande, of that that diuers feyned suytes of dette hath bene taken, aswell by people of the sayde citie as other places against diuers people surmising them by their feyned suytes that they ought to haue accompted before auditours assigned of diuers receiptes, duities and contractes had betwixt them, that they were founde in arrerages vpon the same accompt in diuers great sommes, surmising by the same suytes sometime their apprentices, sometime other of their seruauntes to haue auditours, where there was neuer receipt nor duitie betwixt such parties, & where the said apprentices and seruauntes dyd nothyng know of such accompt, to the intent to make them, against whom suche suytes were taken, to put them in enquest in the same suites, and to put them from the wagyng of their lawe in suche case. By reason wherof, by such fauorable enquestes taken thereupon of the neighbours of those hath taken such suites, hath ben condempned

Dette.

Suite.

in many greatte ſummes, to the great impouerißhynge and deſtruction of them. It is ordeyned and ſtabliſhed, that the Juſtices in the kynges court and other Judges, before whom ſuche ſuites and actions ſhalbe ſued and taken, in all ſuch caſes in cities and burghes, ſhal haue power to exampne the attourneys and other whom pleaſe them, and therupon to reſceyue the defendauntes to their lawe, or to trie the ſame by enqueſte after the diſcreacion of the Juſtices and Judges aforeſayde.

¶ Item for the better keppyng of gold and ſiluer within the realme of England, & for the encreaſe of the cõmoditees of the ſaid realme: It is ordeined and ſtabliſhed, that the ſtatutes therof made at the laſte parliament ſhalbe holden and kepte & put in due execucion, ioyned to the ſame, that the cuſtomers and comptrollers of our ſoueraigne lord the kyng in all the portes of England ſhal take ſufficient ſuretes for al maner marchaundiſes brought by the marchauntes aliens & ſtraungers, comming & repayrynge to the ſaid portes, to thentent that the money taken for the ſaide marchaundiſe ſhalbe employed vpõ the cõmodities of the realme: ſauing their reaſonable coſtes as in the ſame ſtatute more fully is conteyned. And moreouer it is ordeined & ſtablyſched, that the ſaide marchauntes alyens and ſtraungers ſhall ſell theyr ſayde marchaundiſes ſo brought within the ſaide realme, within a quarter of a yere nexte after theyr commynge into the ſame, & alſo that the money which ſhalbe deliuered by exchange in England, be employed vpon the commodities of the realme within the ſame realme, vpon payne of forfayture of the ſame money. And that no marchaunt alyen nor ſtraunger ſel no maner of marchaundiſe to any other marchannt alien or ſtraunger, vpõ payne of forfayture of the ſame marchaundyſe. And alſo it is ordeyned and ſtabliſhed, that in euery cytie towne and porte of the ſee in England, where the ſayd marchauntes aliens or ſtraungers be or ſhalbe repayring, ſufficient hoſtes ſhalbe aſſigned to the ſame marchauntes by the mayre ſheryffes or baylyffes of the ſayd cities, townes, & portes of the ſea. And that the ſayd marchauntes alyens & ſtraungers, ſhal dwell in none other place, but with their ſaid hoſtes ſo to be aſſigned, and that the ſame hoſtes ſo to be aſſigned, ſhall take for their trauaile in the maner as was accuſtomed in old tyme.

Cap. x. Goldes ſiluer.

Cuſtomers Comptrollers.

Marchãt aliens.

¶ Item becauſe that diuers cõſtables of caſtels within the realme of England be aſſigned to be Juſtices of the peace by cõmiſſion of our ſoueraine lord the kyng, and by colour of the ſaide commiſſions they take people, to whom they beare euyl will, and impriſon them with in the ſaid caſtels, tyll they haue made kyne and raunſome with the ſayd conſtables for theyr deliueraunce. It is ordeined and ſtabliſſhed, that none be impriſoned by anye Juſtice of the peace, but onely in the comen iayle, ſaupnge to lordes and other, (which haue iayles) their traunchiſe in this caſe.

Cap. xi. Cõſtables of caſtels.

Impriſonment. Iayles.

¶ Item it is ordeined and ſtabliſched, that the fermours and all maner occupiours of the manours, landes, tenementes, and other poſſeſſions of alyens, ſhal pate and be bounde to pate all maner of diſmes therof due to parſons and vycars of holy churche, in whoſe patyſhes the ſame maners, landes, tenementes, and poſſeſſions be ſo aſſeſſed and due, as the lawe of holie

Cap. xii. Diſmes.

churche requyreth, notwithstandyng that the sayd manours, landes, tenementes, or other possessions be seased into the kynges handes, or notwithstandynge any prohibicion made or to be made to the contrarie.

Cap. xii ¶ Item it is ordeyned and stablished, that whan any statute Marchaunt is certified into the chaunceric, and therupon a writ awarded to the sheriffe and retourned into the comen place, and the statute there ones shewed, that howe so euer the processe after the same shewynge be discontinued, that at what tyme the party sueth to haue the processe discōtinued, and to haue execucion of the statute Marchaunt aforesaid, That the Justices of the bench where the statute was ones shewed, may vpon the same recorde make and awarde full execucion of the statute Marchaunt, without hauing the sight or shewyng therof an other tyme after, and that this statute holde place of all statutes marchauntes not fully executed at this tyme.

Statute Marchāt.

Ca. xiii. ¶ Item where as many vnlawfull artificers, imagenynge to disceyue the comen people, do dayly make lockes, rynges, beades, candelsticks, harneys for gyrdels, hyltes, chalyces, and swerd pomels, powderboxes, and couers for cuppes, of coper and of laton, and the same ouergylteth and sylueryeth lyke to golde or siluer, and the same selleth & putteth in gage to many men, not hauynge full knowlage therof for hole golde, to the great discett, losse, and hynderaunce of the comen people, and the destruction of golde & syluer. It is ordeined and stablisshed, that no artificer nor other man what so euer he be, from henceforth shal gylt nor syluer any suche lockes, rynges, beades, candelstyckes, harneys for gyrdels, chalyces, hyltes nor pomels of swerdes, powderboxes, nor couers for cuppes made of coper or laton, vpon payne to forfayte to the kynge. C. shelynges at euerye tyme that he shal be founde gylte, and to make gree to the partie greued for his domages, but that (chalyces alwaies excepted) The sayde artificers may worke or do to be wroughte ornamentes for the churche of coper and laton, and the same gylte or syluer, so that alwaies in the foote, or in some other parte of euery such ornament so to be made, the coper and the laton shall be plaine to the intent that a man maie see wherof the thynge is made, for to eschewe the discepte aforesayde.

Gyldinge on copper and Latō.

Ca. xiiii ¶ Item where as many feete of fynes of landes & tenementes within the realme of England remaynyng in the kynges treasorie, & the notes of such fynes remaynyng in the comen benche, haue ben before this tyme embesiled and other feete and notes of fynes falsly counterfayt and see in their places by discepte and falsyte of some, whereby many people of the realme haue ben greatly endomaged before this tyme, and may be disherited in the tyme to come. It is ordeined and stablished, that al the writtes of Couenaunt, and all other writtes wherupon fynes shalbe leueyed in tyme to come, with the writtes of Dedimus potestatem if any be, with all knowledges and notes of the same, before that they be drawen out of the comen bench by the cyrographer, shalbe enrolled in a rolle, to be of recorde for euer, to remain in the saufe custody of the chiefe clerke of the comō bench, and of his successours, for the olde fee of. xii. d. accustomed to be payd to ỹ chiefe clerke for the entrynge

Fynes.

Clerke.

tryng of the concorde of euery fyne, without paying any more, to the entēt that if the notes in the custodie of the cyrographer, or the fynes be embesyled, a man may haue recourse to the sayd rolle to haue execucīō, as he shuld haue if the fynes were not embesyled, and that all the wryttes of couenaūt, and all other wrttes, wherupon fynes haue bene leuied in tymes past, shal be also of recorde. And more ouer of all the fynes that were now late embesyled in the treasorie of our soueraine lord the king by persons vnknowen, if the notes and the same writtes of Couenaunt of such fynes embesiled remaining in the custodie of the cyrographer may be found, that than to the partie shewynge parte of the fynes embesyled, suche notes and wryttes of couenauntes shall remaine of recorde as farforth as the same fines shulde haue ben, if no embeselyng therof had bene made. Cyrographer.

¶ Item our soueraigne lorde the kynge of his especiall grace, by assent of all the lordes spirituall and temporall, and at the requeste of the comens in this present parliament assembled, hath pardoned to all his liege people & subiectes of his realme of Englande, and of the countrey of wales, and of the marches of Scotlande, the suite of the peace that to him perteineth agaynst them and any of them, for all maner treasons, insurrections, rebellions, and tresspasses done and perpetrate before the .xiiii. daie of Januarie, whiche was the fyrst daie of this present parliament, excepte those that be imprisoned or in warde because of treason, and except murders, rapes of women, counterfeters of the kynges seale, makers of fals money, that be corporally witholden in prison, or let at mainprise or in baile, and also the outlagaries, if any of theim be pronounced by the same occasyon. And also our saide soueraygne lorde the kyng hath pardoned to all his liege people and subiectes of the realme, countrey and marches aforesayd, and to euery of them, which at this present tyme be is or adherent to his enemies and rebelles, that wyl come agayne & obey to theyr liegeance within forty daies nexte after the proclamacion of this foresaide grace and pardon made, at the suite of the peace for all maner of insurrections, rebellions, felonies, tresspasses and misprisions done and perpetrate by them or any of them before theyr yelding or comming into their liegeaunce. And also the outlagaries, if any of them be pronounced by the occasyon therof, so that they of the countreye of wales do yeld them selfe to our soueraigne lorde the kyng, or to the prynce of wales, or to the duke of Yorke, or to their lieutenauntes or deputies. And that they of the marches of Scotlande do yeld them selfe to our soueraigne lorde the king, or to John, sonne to the sayd king, wardein of the said Esteinarches, or to the erle of westmerland, wardein of the westmarches towardes Scotlande, or their lieutenauntes or deputies. Prouided alwaies, that william Serle, Thomas warde of Trumpington, which doth pretende and feyne him to be kyng Rychard, shall not haue nor enioy any auauntage by this grace and pardō, but that they be expressely excepted out of the sayde grace and pardon. Ca. xb. Pardon.

There folowyth the statute made at Couentre in the .vi. yere of kynge Henry the fourth.

Cap.i. For the greuous complaintes made to our soueraigne lorde ỹ kyng by his cõmens of this parliament, holden at Couentre, the.vi. daie of octobre, the.vi. yere of his reyne, of the horrible mischiues and damnable custome, which is introducte of new in the courte of Rome, that no person abbot nor other shulde haue prouision of any archbishoprych or bishoprich, Prouiscõ. which shalbe voide, tyll that he hath compounded with the popes Chambre to pay great and excessiue sõmes of money, aswell for the fyrste fruites of the same archebysshopryche or bysshopryche, as for other lesse seruyces in the same courte, and that the same sommes or the greatter parte therof be payed before hand, which sõmes passe the treble or the double at the least of that that was accustomed of olde tyme to be payed to the sayde chambre and otherwyse, by the occasion of suche prouisions, whereby a greate part of the treasour of this realme hath beene brought and carryd to the sayde courte, and also shalbe in tyme to come, to the great impouerysshing of the archebysshops and bysshops within the same realme and els where within the kynges dominions, if cõuenient remedie be not for the same prouided: Our sayde soueraygne lorde the kynge, to the honour of god, aswell to eschewe the domage of this realme, as the peryls of theyr soules, which owen to be aduaunced to ante archebysshoprryches and bysshoprryches within the realme of Englande, and els where within the kynges dominions oute of the same realme, by the aduyse and assent of the great men of his realme, in Fyrste fruites. the parliament hath ordeyned and stablysshed that they and euery of theim that shall paie to the saide chambre or otherwyse for suche fruites and seruices greater sommes of money, than hathe bene accustomed to be payd in olde tyme passed: They and euery of theim shall incurre the payne of the forfayture of as muche as they maie forfayte towardes the same our soueraygne lorde the kynge.

Cap.ii. Item where as in the parlyament holden at westmynster, in the fyrste yere of the reygne of our soueraigne lord the kyng that nowe is amongest other thinges it was ordeyned and stablished, that all those whiche from that tyme forth shulde demaunde of the kinges landes, tenementes, rentes, Petition. offyces, annuities, or ante other profytes, shoulde make expresse mencion in their peticyon of the valoure of the thynge so to be demaunded, and also of that that they haue hadde of the kinges gyfte, or of any of his progenitours and predecessours before him, and in case they made not suche mencyon in their said petitions, and that duly proued, the kynges letters paten Letters patentes. tes therof made should not be auaylable nor of no force nor effect, but holly, reuoked, repealed, and adnulled for euer, in punishement of those which had done such disceit to the king, as they whiche shal not be worthy to entoy the effect and benefite of the kinges letters pattentes to them graunted in this behalfe. Our sayd soueraygne lorde the kyng, by the aduise & assent aforsaid hath ordeined and declared in the same parliamẽt, that the queene

nor

noꝛ the kinges ſonne, noꝛ none of them be conteyned in the ſayd ſtatute, noꝛ reſtreyned by the ſame to demaunde and reſceyue of the kynges gyfte anye landes tenementes oꝛ other poſſeſſyons, but that they & euery of them haue and enioy all that that they oꝛ any of them haue the gyftes & grauntes of the kynge at this preſent, and that they and euery of them may demaunde and reſceyue of the kynges gyfte oꝛ graunt hereafter without lette moleſted oꝛ greued by vertue of the foꝛeſayd ſtatute.

¶ Item where as dyuers of the ſheryffes, eſchetours, auditoures, cuſtumers, comptrollers, and other the kynges officers, accomptable in many parties of the realme, do defraude and diſceyue our ſayde ſouereaigne lorde the kynge yerely in theyꝛ vnlaufull and vntrue acompts, concelynge and reſceyueth to theyꝛ owne vſe the greater parte of that that truthfully perteynyng due to the kynge, to his great domage and loſſe: Our ſayde ſouereaigne lorde the kynge, by the aduyſe and aſſent afoꝛeſaide, hath oꝛdeyned and ſtabliſſhed, that maynteanne after euery fynall accompte gyuen and made by the officers and cuſtomers afoꝛeſaide, before the barons of the eſchequer, the tenour of the accompte of euery of the ſayd officers from tyme to tyme ſhalbe ſent into the counties, where the ſame accomptauntes be officers, together with commiſſions diꝛected to the moſt lawful and diſcreete perſons, foꝛ to enquyꝛe and certify the pꝛofites which the ſayde accomptantes haue receyued within the ſayde counties in his name, to the vſe of our ſouereaigne lorde the kyng by them in the maner afoꝛeſayd vpon theiꝛ ſaid accomptes, oꝛ diſceitfully conceled and reteyned to theyꝛ pꝛopꝛe vſe and pꝛofyte. And in caſe that the ſayd accompteauntes be attaynted of theyꝛ ſaid fraudes and diſceytes, they ſhall incurre to our ſouereaigne lorde the kyng the payne of the treble of the ſame, wherof they ſhalbe conuicte, and theiꝛ bodies to pꝛyſon, tyl they haue made fyne & raunſome to our ſaid ſouereaigne lorde the kynge, after the diſcreacion of his Iuges. Cap. iiii. Accompt.

¶ Item where as in the laſte parliament holden at weſtminſter amonges other thynges it was oꝛdeyned, that the marchauntes aliens and ſtraungers ſhulde ſell their marchaundiſes within a quarter of a yere nexte after the commynge therof into the realme. Our ſouereaigne lorde the kyng ſeynge the ſayd oꝛdinaunce hurtfull and miſchieuous, as well foꝛ him ſelfe and his realme, as foꝛ the ſayd marchauntes alyens and ſtraungers, by the aduyſe and aſſent afoꝛeſaid hath oꝛdeined and ſtabliſhed, that the ſaid oꝛdinaunce be vtterly voyde and annulled foꝛeuer. And that the ſame marchauntes alyens and ſtraungers be at their liberall diſpoſicio̅ to ſel their marchaundyſes in the maner as they dyd beſoꝛe the makyng of the ſaide oꝛdinaunce, ſauyng alwaies the fraunchiſes and liberties of the cytie of Londō. And alſo pꝛouided alwaies, that the ſayd marchauntes alyens and ſtraungers ſhall not cary noꝛ do to be caried out of the realme any marchaundiſes bꝛought within the realme by the marchauntes alyens and ſtraungers afoꝛeſayde. Ca. iiii. Marchāt; Alyens. Londō.

Here followeth the statute made the .vii. yere of kynge Henry the fourth.

At the souereigne lorde the kyng at his parliament holden at westmynster, the fyrste day of Marche, the .vii. yere of his reigne, by the aduise and assent of the lordes spirituall and temporall, and at the requeste of the comens in the same parliament hath ordeyned and stablisshed diuers ordinaunces statutes in the fourme as foloweth.

Cap. i. ¶ First that holy churches haue all hir liberties and fraunchises, and that all the lordes spirituall and temporall, and all the cyties, burghes, townes fraunchised, haue and enioye all their liberties and fraunchyses, whiche they haue of the graunt of the kynges progenitours, and of the confirmacion and graunt of our souereigne lorde the kyng that now is. And that the great charte and the charte of the forest, and all the ordynaunces and statutes made in the tyme of our souereigne lord the kynge, and in the time of his progenitours, not repealed, to be fermely holden and kept, and duly executed in all poyntes. And that the peace within the realme be holden and kept, so that all the kynges liege people and subiectes may from henseforth frankly and peaceably go, come, and abide, accordyng to the lawes and vsages of the same realme, and that good iustice and euen right be done to euery person, sauyng to the same our souereigne lorde the kyng his regalye and prerogatife.

Charters.

Remayndor.

Cap. ii. ¶ Item at the requeste and of the assent of the sayd lordes and comens, in the sayd parliament, it is ordeyned and stablisshed, that the inheritaunce of the crowne and of the realmes of englande & fraunce, and of all the other dominions perteinynge to our souereigne lorde the kyng beyonde the sea, with all the appurtenaunces, be set and remaine in the person of the same our souereigne lorde the kyng, and in the heyres of his body begotten, and in especiall at the requeste and of the assent aforesayde, it is ordeyned and stablisshed, pronounced, decreed, & declared, that my lorde the prynce Henry eldest sonne to our souereigne lorde the kynge, be heyre apparaunte to the same our souereigne lorde, to succede him in the sayd crowne, realmes, and dominions, to haue them with all the appurtenaunces after the deceas of the same our souerayngne lorde the kynge, to him and his heyres of his body begotten. And if he dye without heyre of his bodie begotten, than all the sayd crowne, realmes, and dominions, with all the appurtenaunces shal remayne to the lorde Thomas, seconde sonne of our sayde souerayne lorde the kynge, and to the heyres of his body begotten. And if he dye without issue of his bodie, than all the sayd crowne, realmes, and dominions, with all the appurtenaunces, shall remayne to the lorde Iohn, the thyrde sonne of our sayd souereigne lorde the kyng, and to the heyres of his body begotten. And if he dye without heyre of his body begotten, that than al the foresayde crowne, realmes, and dominions, with all the appurtenaunces shall remayne to the lorde Humfrey, the fourthe sonne of our sayde souerayngne lorde the kynge, and the heyres of his body begotten.

¶ Item

¶Item where as diuers people of the realme doo lose yssues, fynes, and amercementes in the courte of our soueraigne lorde the king, at the suite of any partie, and also issues and amercementes in enquestes & iuries, wherin they be empanelled betwyxt partie and partie in the sayd court, whereupon the bayliffes of the sherysses and theyr receiuours, and the bayliffes of fraunchyses and their receiuours, whiche gather the grene war, doo leuey the same yssues, fines, and amercementes by estretes sent to them and deliuered out of the place where they were forfaite, by obscure and ambiguous wordes conteynynge the somme so lost, not makynge mencion by expresse wordes the cause of the losse, nor the date of the terme, nor betwixte what parties, nor the nature of the wrytte, in whiche the same issues, fynes, and amercementes were lost, so that the sayde ministers do leuey the somme .ii. or .iii. tymes, and somtyme the double somme conteyned in theyr estretes, to the great grieke and impouerishyng of all the people: It is ordeyned and stablisshed, that the Justices and Judges, before whome suche yssues or amercementes be or shal be forfayt in tyme to come, shal charge the clerkes of the estretes in the places where such yssues & amercementes be or shalbe forfayt by their othe to be made, & that they make the rolles of the estretes of suche issues and amercementes distynctly by expresse worde of the cause of the losse, of the terme, of the yere, and the nature of the wryt, and betwyxt what parties suche issues and amercementes be or shalbe lost, aswell in the kynges suyte as in the suite of the partie, and that the statute made in the tyme of kynge Edward the thyrd, the .xlii. yere of his reygne, for gatherynge of greene war, be holden and kepte in all poynctes. Cap. iii. Issues. Amercements Greene ware.

¶Item because that whā people beyng dettours be condempned to theyr creditours by due proces of the lawe, and cōmitted to prison, that is to say to the iayles of the marshalsie, kynges benche, fleete, and other prysons in dyuers cyties burghes, and townes within the realme, The wardeyns of the iayles & prysons aforesayd, of theyr owne auctorite do let the said dettours to go at large at their wyl, and where as by a statute it was ordeined that if any iayler do let such prisoner to go at large by mainprise or in bayle that than the person, to whom the prisoner is cōdempned, shal haue his action and recouery agaynst the sayde iayler: The same wardeyns do purchase to them selfe the kynges protections, wherby the sayd creditours by the same protections be delayed and deferred from theyr duytie and rightful recouerey aswel against the said wardeins of the said iayles, as against ỹ said prisoners, to the great domage and prejudice of the comē people, and derogacyon of the comen lawe: It is ordeined and stablisshed, that no protection be auaylable nor allowed in suche case. Ca. iiii. Iailours. Protectiō

¶Item it is ordeyned, and stablisshed, that none of the castels, manours, landes, tenementes, fees, aduowsons, nor no parcell of the same, whereof Henry Percy, late Erle of Northumberlande, and Thomas late lorde of Bardolfe, were seased or any of thē was seased ioyntly with other, or onelie by theym selfe, or of anye of theim onely by him selfe, of the feoffemente of other to an others vse, or for the great trust that theyr feffours had to them Cap. v. Feffements

to

to doe or performe theyr wylles, and wherof they were not enfeffed to bee enherytt to theyr owne vse, but to performe the wylles of theyr feffours, or the wylles of the feffours of theyr feffours, howe so euer suche feffementes be made by fyne or otherwyse, without shewing any dede prouyng the condicion, shall be in any wyse seysed into the handes of our soueraigne lorde the kyng nor forfaite to hym, and if any gyftes or grauntes be made by our sayd soueraigne lorde the kyng of the sorde castels, manours, landes, tenementes, fees, or auowsons, or of any parcell therof, to ferme or otherwyse, suche gyftes or grauntes shalbe holly voyde, and of none effecte for euer. Prouided alwaies, that our said soueraigne lorde the kyng haue the inheritaunce of the castels, manours, landes tenementes, fees, and auowsones, of whiche the sayde late erle of Northumberlande, or of the sayd lorde of Bardolfe, or any of them were or was by them selfe or seuerallye enheritable by discent, or by rightful purchase, or of which any other were enfeffed roputly with them or other only to theyr vse by fyne or in any other maner.

Cap. vi Dymes. ¶ Item it is ordeyned, and stablished, that no person religious nor seculer, of what estate or condicion that he be, by colour of ante bulles conteynyng suche priuileges, to be discharged of dymes pertenynge to parisshe churches, prebendes, hospitals, or vycarages, purchased before the fyrste yere of kinge Richard the seconde, or after, not executed, shall put in execucyon ante suche bulles so purchased, or ante suche bulles to be purchased in tyme to come. And if any suche religious or seculer person from henceforth by colours of suche bulles do trouble any persons of holy churche, prebendaries, kepers of hospytals, or vycars, so that they can not take nor enioye the dymes due or pertenynge to them of their sayde benefices, that than such disturbour shall incurre lyke processe and payne as is ordeined by the statute made against them of the ordre of Cisteaux, in the second yere of the reygne of our sayd soueraigne lorde the kyng.

Ca. vii. Arowe heades. ¶ Item where as manie arowsmithes do make many fautie hedes for arrowes and quarels, not well nor lawfully nor defensiblie, to the great iopardie and disceit of the people and of the hole realme. It is ordeined and stablished, that al the heddes for arowes and quarels after this time to be made, shalbe well boilled or brased and hardened at the poyntes of steele, and if anye of the sayde smythes do make the contrarie, they shall forfayte all suche heddes and quarels to the kynge, and shalbe also imprysoned and make a fine at the kynges will, and that euerie arowhed and quarell bee marked with the marke of him that made the same. And the Justices of peace in euerie countie of Englande, and also the maire and sheriffes, and bailiffes of cyties and burghes within the same cities and burghes shall haue power to enquyre of all suche discretful makers of heddes & quarels, and to punishe them as afore is said.

Justice of peace.

Ca. viii Prouisions ¶ Item to eschewe many dissencions discordes and debates, and diuers other mischieues likely to ryse and growe by the cause of many prouisions, made & to be made by the pope, and also by the cause of the lycenses graunted vpon the same by the king our soueraigne lorde. It is ordeined and stablished,

blished, that no licence or pdon so graunted before this tyme nor to be graū
ted in time to come, shal not be auayliable to any benefyce fynll of any encō=
bent at the date of the date of suche lycence or pardon graunted.

¶Item where as at the greuous cōplaynte made by the comens it is she= Cap. ix.
wed, how that in olde tyme it was vsed and accustomed, that aswel ꝑ cloth=
makers & clothsellers, of what so euer place of ehe realme they were, repay=
rynge and haunynge recourse to the cytie of London, as other marchauntes London.
with diuers marchanndises, as wine, yron, oyle, and ware, and other thyn=
ges perteynyng to marchaundise, exercysyng, repayrynge, and haunynge re=
course to the saide cytie, hath bought and solde in grose, aswell with alyens
as with denizens, of the clothes and other marchaundises aforsaid, at their
wyl and pleasure, payeng in this behalfe onely the customes and other de=
uoyrs therof reasonable due, and neuer in all the sayd tyme were disturb=
bed, or in any maner let, to sell or bye in grose with marchauntes aliens or Marchāt
denyzens of such clothes and marchaundises at their wyl and pleasure, but
onely to retayle, & nowe late aswell the same clothmakers as other the mar
chauntes aforesayd, by the mayre, sheriffes, aldermen, drapers, & marchaū=
tes of Londō be dayly disturbed and let to sell and bye in the maner afore
sayd, aswell in grose as in retayle, and greuously and continually constrei=
ned to sell theyr said clothes and marchaundises onelie to the marchauntz
& inhabitaūtes of the sayd cytie, to the synguler profyte & auauntage of thē
of London, and aswell of the domage and losse of the lordes spirituall and
temporal, and the comens of the realme, as of the sayd clothmakers & mar=
chauntes so greued, and an euident ensample and occasion to suche cloth=
makers and marchauntes so greued, to withdrawe them selfe from the said Cloth ma=
citie fromhensforth, if remedie be not rather prouided in this behalfe. It is kers.
ordeyned and stablished, that aswel the clothmakers and clothsellers as o= Cloth sel=
ther marchauntes, with their sondry marchaundises, as of wyne, yron, oyle, lers.
and ware, and other thinges perteinynge to marchaundise, shall be free to
sell in grose their clothes, yron oyle, and ware, and other their marchaun=
dises, aswell to all the kynges liege people, as to the cytezens of London,
notwithstandnng any fraunchyse or lybertie graunted to the contrary.

¶Item where as in diuers parliamentes of kynge Edwarde the thyrde, Capl. x.
graunde father of our soueraigne lorde the kynge that nowe is, it was or=
deyned, that the cloth of raie shulde be in length. xxviii. yardes, and in brede Clothes of
vi. quarters, and the hole coloured clothe in length. xxvi. yardes measured Raie.
by the creast, and in bred. vi. quarters and a halfe, to the intent that the one
hole clothe & the other watered and towed shuld be in length. xxiiii. yardes,
and now the makers of the saide clothes do make them subtyly, so that the
cloth vnneth conteineth. xxi. or. xxii. yardes, & of lesse brede by muche than it
shoulde be, in disceit and great domage of the comen people of the realme:
It is ordeyned and stablished, that the hole coloured cloth shal conteine in
lengthe. xxviii. yardes, and the cloth of raye asmuche measured without de=
ployinge the clothes, and in brede as before is ordeyned by the statute. And Cloth ma=
if the clothe makers from hensforthe make theyr clothes of lesse lengthe or kers.
brede

Thaulnegour. brede, that than the same makers shal forfaite the clothes, which by thaulnegour shalbe founde of lesse length or brede. And ỹ thaulnegour take the same and deliuer them to the wardrobe, to the vse of our soueraigne lorde the kynge.

Cap. xi. Commission. ¶ Item where as many of the kinges liege people be assigned by the commissions, to doe and perfourme the contenue of the same, some to here and determyne, some to enquyre and certifie, and otherwyse, whereby the same commissioners be greuously distreyned by processe out of the eschequer, by reason of the saide commissions, and by that occasion do lose great issues, where the sayd commissioners were neuer knowynge of suche commissions, nor the same commission neuer came to their handes, to the great domage and disease of many of the kinges subiectes. It is ordeined and stablished, that the barons of the eschecker shal haue power to receyue the othe of such commissioners of their excuse and discharge of the receyte or occupation of the sayde commissions, and also that the same barons and the Justices of the one benche and the other, shall haue power by wryt of Dedimus potestatem, to receiue such othes in the countrey, and that the same Justices shall therof certifie the saide barons in the eschecker from tyme to tyme, and that vpon the same the said barons shal discharge the said commissioners, and in lykewyse it shalbe done for the heyres executours or land tenauntes of the same commissioners. Prouided alwaies that such othes be not taken but in the case of commissions of oyer and determiner, and of enquyry and certifyeng onely.

Othe. Commissioners.

Cap. xii. Feffemēt. ¶ Item it is ordeyned and stablished, that none of the manours, landes, or tenementes, wherof John erle of Salesbury, whiche was beheaded at Cyrcestre, or syr Thomas blount, and all other, which were taken at Cyrcestre & brought to Orenford, or other that were iudged traytours in any other place within the realme of Englande, after the commyng of our said soueraigne lorde the kyng into the sayd realme, were seysed or any of them was seysed iointly with other, or onely by thē selfe of the feffement of other, to an others vse, or for the great confidence that their feffours had in them, to do and perfourme their will, and wherof they were not enfeffed to be inherites, but to perfourme the wil of theyr feffoures, nor no part of the same manours, lādes, or tenemētes, howsoeuer such feffementes be made by fine or otherwyse, without shewynge a dede prouynge the condicion, shalbe in any wyse forfayt to our sayd soueraigne lorde the kynge, and if any gyftes or graunntes be made by our said soueraigne lorde the kynge, of the sayde manoūrs, lādes, or tenemētes, or of any parcel therof, to ferme or otherwise such gyftes or grauntes shalbe vtterly voyd for euer & of none effect. Prouided alwaies, that our soueraigne lorde the kynge haue the forfaiture of the manours, landes and tenementes, wherof the sayde late erle of Salesbury, or the sayd syr Thomas, and the other aforesayd, or any of them, were or was by them selfe or seuerally enheritable by discent or by ryghtful purchas, or wherof other were infeffed iointly with thē, or other onely to their vse by fyne or in other maner.

¶ Item

¶ Item where as many of the kinges liege people be outlawed, and many wayued by erronious proceſſe, and be ſo impotente in their bodies by diuers maladies & infirmities, that they maie not come in their propre perſones before the king in his benche, there to make their ſuite to reuerſe ſuch erronious proceſſe, It is ordeined and ſtabliſhed, that euery Juſtice of the one benche and of the other, and alſo the chiefe baron of the eſcheker, ſhall haue power to examine the ſame perſons, hauing ſuch maladies and diſeaſes openly knowen, and therupon may the ſame iuſtices and the baron and euerie of them by their diſcretion, record theyr attourney in this caſe. Prouyded alwaies that in the wryt of Capias ad ſatisfaciendū, the comen lawe ſhall holde place. Ca. xiiii. Proceſſe erronious. Attourney capias ad ſatisfac.

¶ Item where as it is ordeined by the ſtatute made the fyrſte yere of the reigne of our ſouereigne lorde the kyng that nowe is, that no archebiſhop, abbot, nor prior, nor none other mā of the churche, nor temporal perſonne, of what eſtate or condicīō that he be, within the realme of Englande, geue no liuereys of cloth to any, but only to his meynyals and officers, and to thoſe that be of theyr counſell aſwell ſpirituall as temporall, learned of the one lawe or the other, vpon paine to make fine and raunſome at the kinges wyll. It is ordeyned and ſtabliſhed, that aſwell that ſtatute, as the ſtatute of lyuerey of hattes, made in the tyme of kynge Rychard the ſecond, be holden and fermely kepte, and put in due execucion, ioyned to the ſame, that if any knight, or any other perſon of leſſe eſtate, do geue any ſuche liuerey of clothe or of hattes, againſte the fourme of the ſayd ſtatutes, that he ſhal incurre the payn of. C.s. for euery ſuche lyuerey of cloth or of hattes, to bee payde to the kynge as often as he ſhall do contrarie to this ſtatute or ordynaunce, and that he, which reſceiueth any ſuch lyuerey of cloth or of hattes, ſhall lykewyſe incurre the payne of. xl.s. to be paied to the kyng as afore is ſayd, and he that wyl ſue in this caſe, ſhal haue the one halfe of ſuch paines for his labour. And that ꝑ ſame paines be in no wiſe pardoned. Moreouer it is ordeined, that no congregacions nor cōpany be made of ſuch lyuerey of cloth nor of hattes at the proper coſtes of the congregacion or company, vpon payne of euery man of the ſame congregacion or company, that doth contrarie to this ordinaunce or ſtatute, to pay to the kyng. xl.s. The gyldes and fraternities, and alſo the people of miſteries of cities and burghes within the realme, that be founded or ordeyned to a good intent or purpoſe onely except. And the Juſtices aſſigned to take aſſiſes ſhall haue power to enquyre from tyme to tyme in their ſeſſions of the matters aforeſaide, and the ſame to certify in the kynges benche. Prouided alwaies ꝑ in the tyme of warre it ſhalbe lauful to lordes, knyghtes, & eſquyars, which trauayle in ſuch warre, to gyue theyr leuerey of clothynge or of hattes, ſuche and in ſuche wyſe, as beſte to them ſhall ſeme for the tyme of ſuche warre, without beynge ante wyſe vexed or inquieted in this behalfe by force or vertue of this ſtatute. Ca. xiiii. Liuerey of cloth, & of hattes.

¶ Item our ſouereigne lorde the kynge at the greuous complaynt of his comens of the vndue election of the knyghtes of the counties for the parly-

Cap. xv

lyament

liament, whiche bee somtime made of affection of shiriffes and otherwyse, againste the fourme of the wrytte directed to the sheryffes, to the greatte sclaunder of the countie, and hinderaunce of the busines of the compnalty in the sayd countie: Our soueraigne lorde the king, wyllyng therin to prouyde remedie, by the assent of the lordes spirituall and temporall, and the comens in this presente parliament assembled hath ordeyned & stablished, that from henceforthe the elections of suche knyghtes shalbe made in the fourme as followeth (that is to sate) at the nexte countie to bee holden after the deliuerey of the wryt of the parlyament, proclamation shalbe made in the full countie of the day and the place of the parlyament, and that al they that be there present, aswell suitours duely sommoned for the same cause, as other, shall attende to the election of their knyghtes for the parliamente, and than in the full countie they shall procede to the election freely and indifferently, not withstandynge any prayer or commaundement to the contrarie. And after that they be chosen, the names of the persons so chosen (be they presente or absent) shalbe written in an indenture vnder the seales of al them that dyd chose them, and tacked to the sayd wryt of the parliament, whiche indenture so sealed & tacked shalbe holden for the sheryffes returne of the sayde wryt, touchyng the knyghtes of the shyres. And in the wryttes of the parliament to be made hereafter, this clause shalbe put: Et electionē tuā in pleno comitatu tuo factam, distincte et aperte sub sigillo tuo & sigillis eorum qui electioni illi interfuerunt, nos in Cancellaria nostra ad diem et locum in breui content certifices indilate.

Parliament.

Election of knightes for the shyre.

Ca. xvi. ¶ Item where as late vpon a suggestion made to our soueraigne lorde the kyng in this parliament holden at westminster, in the vtas of saint Hillarii, the fourth yere of his reigne, by the comens than beyng in the saide parliament, that where as diuers persons, which had in consideration of their good seruyce, as well of the graunt of our soueraigne lorde the kynge that nowe is, as of the graunttes of kyng Edward, graundfather of our sayde soueraigne lorde the kyng, & of kyng Richard his last predecessour, certeine annuities to be taken for terme of their lyues, of the yssues & reuenues of diuers counties of England, by the handes of the sheryffes of the sayd cōties for the tyme being, and that other persons of a later tyme, by vertue of letters patentes to them graunted by some of the said kynges, of certeyn sūmes to be taken of the yssues of the saide counties for terme of lyke or other maner in surchargyng of the sayd counties, by fauour or pardon hath ben payd, the firste graunttes set aparte, or many of them not payd, to their great wrong, and against ryght and reason, and lykely to the diheritison of the sayd fyrst graūtees. It is ordeyned & stablished, that they, which haue letters patentes effectuall and of force, beyng of theldest date, shalbe firste payd, accordyng to the effecte of the same, & of the sufficient graūtes therupon made. Sauyng to our soueraigne lorde the kynge the profers made or to be made in his escheker, and sauing that that is graunted to ꝑ queene and the kinges sonne. And if any sheriffe, customer, or any other pay to any hauyng letters patentes of a later date, and leue any other hauyng letters

Annuitee.

patentes

patentes of an elder date vnpayd, excepte thole whiche before be excepted, that he whiche ſo doeth, be not excuſed nor diſcharged againſte theim that haue their letters patentes of the elder date, nor diſcharged out of the eſchequer, tyll he hath made gree to the partie according to law and reaſon, and damages after the diſcretion of the barons of the eſchequer.

Item it is ordeined and ſtabliſhed, that the good ſtatutes made in the Ca. xvii
tyme of kyng Edward, graundfather of our ſouereigne lorde the kyng that now is, the .xxv. yere of his reigne, & the ſtatutes made at Cantorbury in the time of kynge Richard late kynge of Englande, the .xi. yere of his reigne, touchyng laborers, artificers, and other ſeruauntes of huſbandrie, ſhalbe holden and kepte in all poinctes, and put in due execution, and where as in the labocers.
ſtatutes made at Cantorbury amonges other articles it is contained, that he or the that doeth to labour at the plough or carte, or other labours or ſeruice of huſbandrie, tyll he be of the age of .xii. yeres, that from the ſame tyme forth huſbandry
he ſhall abyde at the ſame labours, without beynge put to anye myſtereye or handycrafte, and if anye conenaunte or bonde be made from that tyme forth to the contrarie, it ſhalbe holden for none. Notwithſtandyng whiche article and the good ſtatutes afore made throughe all parties of the realme, the infauntes borne within the townes and ſeignories of vplande, whoſe fathers and mothers haue no lande nor rente, nor other ſuffyſaunce, but onely their ſeruyce or miſterie, be put by their ſaide fathers and mothers & other their frendes to ſerue and bounde apprentices to dyuers craftes within the cyties and burghes of the realme, ſometime at the age of .xii. yeres, ſometyme within the ſayd age, and that for the pryde of clothing and other euel cuſtomes that ſeruauntes do vſen the ſame, ſo that there is ſo great lacke of labozers and other ſeruauntes of huſbandrie, that the gentylmenne and other people of the realme be greatly impouerliſhed for the cauſe afore ſayde. Our ſouereigne lorde the kyng conſyderyng the ſayd miſchiefe, and wyllynge therupon to prouide remedie, by the aduiſe and aſſent of the lordes ſpirituall and temporall, and at the requeſte of the ſayde comens, hath ordeyned and ſtabliſhed, that no man nor woman, of what eſtate or condicion they be, ſhal put their ſonne or doughter, of what ſoeuer age he or ſhe apprentice
be, to ſeruice as apprentice, to no craft nor other labour within any cytie or burghe in the realme, excepte he haue land or rente to the value of .xx. s. by the yere at the leſt, but they ſhal be put to other labours, as their eſtates doth requyre, vppon payne of one yere imprſonemente, and to make fine and raunſome at the kynges will. And if any couenaunte be made of any ſuche infaunt, of what eſtate that he be, to the contrary, it ſhalbe holden for none. Prouided alwaies that euery perſone man or woman, of what eſtate or condicion that he be, ſhalbe free to ſet their ſonne or doughter to take learnyng at any maner ſchoole that pleaſeth them within the realme, & that from henceforth euery perſon that wyl marke his ſonne or doughter apprentice to any craft within cytie or burghe, that he bryngeth to the maire or baylifes of the ſayde Iuſtice of
cytie or burgh a bill ſealed under the ſeales of two Iuſtices of peace of peace.
the countie, where ſuche infaunte is borne. And forſmuche the valour of the

landes

landes or rentes of his fayd father and mother, as afore is saide. And that no man nor woman receyue ne kepe any apprentice contrarie to this ordinaunce, vpon payne to pay to the kinge C. shellinges, as well as the kynges suite as of euery person that will complaine, as well before the Justices of peace as in any other court of the kyng. And he that will sue in this behalfe shall haue the one halfe for his labour and the kynge the other halfe. And that in euery leete be it in the kinges hand or of any other the kinges liege men, ones in the yere all the labourers and artificers dwellynge in the same leete shall be sworne to serue & take for their seruice after the fourme of the fayde statutes. And if they refuse that to do, they shalbe put in the stockes within the towne where they bee taken by the dayes without bayle or mainprise, till they will make gree, and from thens they shalbe sent to the nexte tayle. And that euerie towne or seignioure that fayleth of theyr clothes, so that they be not made before the feast of Estre nexte comminge, shall incurre agaynste the kynge the payne of C. s. to be leuied and paide in ayde of the quyndisme to be graunted hereafter.

Stockes.

C. xbiii

Item it is ordeined and stablished, that none of the lordes spirituall nor temporall, knyghtes nor esquiers of the realme nor none other persone, of what estate or condicion that he be, shall not be in any wise grieued, molested, inquieted, nor endamaged, for any of them, or for their tournevng or pursuite made with the kynge at this comm aundement, for to chastise and punysshe the riottes and insurrections, which hath beene diuersly made at sundrie seasons within the realme, after the rowting of oure said soueraigne lorde the kynge into the Scots realme; but that they and euery of them be therof vtterly quyte, releassed, pardoned, and discharged for euer.

Pardon.

¶ The statute made at Gloucestre, in the .xi. yere of kynge Henry the fourth.

BEcause that diuers complaintes hath ben made to our soueraigne lorde the kynge by the comens of this realme, in the parliament holden at Gloucestre, the .iii. daie of Octobre, the .xi. yere of the reigne of our soueraygne lord kyng Henry the fourthe after the conquest: The same our soueraigne lorde the kynge willynge to remedy the said complaintes, by the aduise and assent of the lordes spirituall and temporall, and at the instaunce and requeste of the said comens, hath done to be ordeined and stablished diuers statutes and ordinaunces in the fourme as followeth.

Cap. i.

¶ First that holy church haue all his liberties and fraunchises, and that all the lordes spirituall and temporall, and other the kynges liege people, hauing liberties and fraunchises, and all cyties and burgines of this realme, haue and enioye all their liberties and fraunchises, with the they haue of the graunces of the progenitours of our soueraigne lorde the kyng, and of his owne graunt or confirmacion, except the fraunchyse nowe late graunted to the scholers of the vniuersitie of Oxenford, and that the great chartres and the chartre of the forest, & all other good statutes made before this

tyme

eyre and not repealed shall stand in their force.

Item it is ordeyned and stablished, that no cloth called Kendal, whose Cap. iii.
Kendall.
lyst is not fully wouen, shall not be sealed with none of the Kynges seales, nor auinage great nor small be payed for the same. And that the Cloth.
owners of such clothes may freely sell the same clothes not sealed without Seale.
forfayture any thynge to the Kyng for the same, notwithstandyng any sta- Auinage.
tute or ordinaunce made to the contrarie.

Item to wchynge felonies robberies and deedes done within any seignioures of Cap. iii.
South-
Wales it is ordeyned and stablished, that the people of the countrey, wales.
where suche felony be done, reteyned or dwellinge, shall take the same Felonies.
felons and bryng them to the gayle of the same countrey, where they shalbe
taken, or els they shalbe charged and make satisfaction of the felonies and
robberies aforsayde to the parties, and that by the ordinaunce and awarde
of the lorde of the same seignioury.

Item it is ordeyned and stablished, that no theefe nor felone in wales Ca. iiii.
openly knowen, be not suffred to disclayme out of the seignioure where Felons.
the felonie was done, And that suche maner of disclaiming be vtterly eschewed and put out. And that aswell the sayd theues openly knowen as other Wales.
theues, be put to answer as priuey to the enditementes or acculements in Disclaime
the same seignioures where the theeues be taken, without beynge delyuered by disclayminge, or by letters of marque in any maner.

Item where as dyuers people dooeth oftentimes sue assises of Nouel Cap. v.
disseysen or other writtes of plee of lande at the comen lawe, the landes te- Assise de
nementes and rentes beynge within fraunchyses townes of auncyente de- Nouel dis
meane against certeine persons, and doth to be named also in al their laide seisyn.
assyses & writtes, the mayre baliffes and cominaltie of the fraunchyses, Collusion &
and the lordes and bayliffes within auncient demeane aforsaid, wheras of Fraude.
trouthe they be not disseisours nor tenantes of the sayd landes tenementes or rentes so beyng in plee, but named by collusion and fraude, to boyd and exclude the sayd mayres, bayliffes, and cominaltie, and the sayde lordes & bayliffes of auncien demeane of their fraunchises and liberties, conisaunce and iurisdiction of their court before them. It is ordeyned and stablished that in such assises and wryttes purchased or sued from henceforth or at this present bargyng betwixt any parties before any suche Justices at the comen lawe in whiche suche mayre, bayliffes, and cominaltie, or lordes or bayliffes of auncyen demeane be named, That suche Justices shal fyrst enquyre by the laide assise in the countrey, whether the saide mayre, bayliffes, and cominaltie, or lordes or bailiffes of auncien demean (if they that requyre before suche Justices) be disseisours or tenauntes in such case, or be named by collusion and fraude, as afore is saide. And if it be founde that they be not disseisours nor tenauntes of the sayd landes, tenementes, or rentes, but acquyte before the same Justices, and founde that they be named by collusion and fraude in the fourme aforesayd, that in such case the Justices shal do the said writtes of assises, or other writtes purchased in the fourme aforsaid, to be abated and annulled, and that the sayd plaintiffe or plaintiffes

fes be in the greuous mercy of the kyng, notwithstandyng that other tenaū-
tes or tyfours be namyd or fownd in suche billes or wrytes.

Cap. vi. Clothes of Ray.

Item where also in the statute made at westmynster the seuenth yere of the
reigne of our sayd soueraigne lorde the kyng it was ordeyned and stablis-
shed, that the clothes of Ray shuld conteine in leng the olde mesure
vi. yardes, and in breade .vi. quarters. And to the makers of the sayd
clothes from that tyme for the shulde make theyr clothes of lesse leng the or
breade, they shuld forfayt theyr clothes which shuld be fownd by the vlne,
gens of lesse leng the or breade, as in the sayde statute more fully conteyne
ned. Our sayde soueraygne lorde the kyng considerynge the sayde statute
in this behalfe very greuous and preiudiciall, by the aduyse and assent of
the sayde lordes, and at the requeste of the sayde comons hath ordeyned and
stablisshed, that the makers of the sayde clothes of Raye, and the sellers
of the same, shalbe as free in the makynge and sellynge of the same as they
were before the sayde parlyament holden at westminster. And that the
sayd statute made in the sayde parliament, towchinge this matter, be holly
annulled and repealed, and of no force nor valour. And moreouer our said
soueraigne lorde the kynge of his especiall grace hath pardoned to the ma-
kers of the sayd Ray clothes, & the sellers of the same, the forfayture & all
that that to him pteineth, or in any maner may perteine by occasion therof.

Ca. vii. Fozeins. & gu. tax

Item it is ordeyned and stablisshed, that all maner forreyns, haunge
landes or tenementes, goodes and catals within any townes at the daye
of the graunt of any dysme, quynzyme, or of any other tare, although
they lead away theyr beestes, or cary away theyr goodes & catals out of the
same towne after the day of the sayde graunt, that the same forreyns & euery
of them, shalbe cōtributorie with the inhabitantes of such townes to euery
such dysme, xv. or tare. And that the collectours of the same dysme quinzyme
or tare for the time being, within such townes, shal haue power by auctorite
of theyr office, to tare & assesse such forreyns accordyng to ỹ quātitie of their
goodes, catals, and possessions beyng in the sayde townes at the day of the
graunt of the sayde dysmes, quynzyme, or tare, and for the same summes,
where to they be assessed or tared, to distrein in euery place within the cōū-
tie, aswell before that our sayd sourraygne lorde the kynge be answered of
the hole summes that attayneth to the sayd townes as after, prouided al-
wayes that no man nor woman be .ii. tymes charged for any suche beastes,
goodes, nor cattals in any wyse by occasion therof.

Ca. viii Money.

Item our sayd soueraigne lorde the kyng considering how that the mo-
ney of his realme of Englande is in diuers wayes conueied out of the same
realme to the courte of Rome in exchaunge by prouisours for prouisions
purchased of the pope, and translations of archbisshopzyches and bysshop
riches, to the great impouerisshinge of the same realme, hath ordeyned and
stablysshed by the assent aforsaid, that all the statutes & ordinaunces made
agaynst prouisours translations of archebisshopzikes and bisshopzykes,
Prouis-
sours.
theyr executours, procuratours, notaries, fawtours, maynteners and res-
ceyuers, aswell in the tymes of kyng Edward the thyrd and kyng Richard

the

the lecond, as in the tyme of our layd loueraigne lozde the kyng that nowe is, with all the payns and addycions to the lame, lhalbe frombenkfoozth fermely holden and kept in all poyntes, the moderacion of the layde ſtatutes made befoze this tyme to our layd loueraygne lozde the kyng not withſtandyng. And that from henkfoozth all the electious of all archebiſſhopzykes, byſſhopzykes, abbeys, pziozies, deanries, and other dignities, oz any other elections be free without beyng in any wyſe interupted by the layde pope, oz by commaundment of our layde loueraygne lozde the kynge.

Pzouided always that our layd loueraygne lozde the kinge haue as freely his liberties and pzerogatiues as any of his noble pzogenitours hath had befoze this time, and as he him ſelfe had at the tyme of the makyng of this ſtatute. And alſo the ſame our loueraigne lozde the kyng hath pardoned al them that haue purchaſed pzouiſions oz tranſlacions of archebiſſhopzikes oz byſſhopzykes, purchaſed and executed and not executed befoze this firſt daye of decembze, and all theyz pzocuratours, notaries, fawtours and executours, all maner of treſpaſſes, contemptes, foꝛfaytures and miſpziſions, done by them oz anye of them cozcernyng the layde purchaſes, ſo that they may put theyz grace in execucion alwell by them ſelfe as by theyz pzocuratours, notaries, and executours afozſayd.

¶ Here folowith the ſtatute made at weſtminſter the .xi. yere of kynge Henry the fourth.

BY the aduyſe & aſſent of the lozdes ſpirituall and tempozall, & at the great inſtaunce and pzayer of the comens, being in the parliament holden at Weſtminſter, in the. xb. of layne Hillarie, the. xi. yere of the reigne of kyng Henry the fourth The ſame our loueraigne lozde the kynge hath ozdeyned dyuers ſtatutes & ozdinaunces in the fourme as folowith.

Cap. i.

¶ Fyꝛſt where as in the parliamente holden at Weſtminſter, the. vii. yere of the reigne of our layde ſoueraigne lozde the kynge, there was ozdeyned and ſtabliſſhed by a ſtatute foꝛ the conſeruacion of the liberties and fraunchyſes of the election of the knightes of the ſhyzes vſed thzough the realme a certayn fourme and maner of the election of ſuche knightes, as in the ſaid ſtatute moze fully is conteined and foꝛ aſmuche as in the ſame ſtatute no payne is ſet in ſpeciall vpon the ſheryffes of the counties, if they make any retourneys to the contrarie of the ſame ſtatute. It is ozdeyned and ſtabliſſhed, that the Juſtices aſſigned to take aſſyſes, ſhall haue power to enquyze in theyz ſeſſions of aſſyſes, of ſuche returnes made, and if it be found by enqueſte and due examinacion befoze the ſame Juſtices, that any ſuche ſheriffe hath made oz hereafter ſhal make any returne cõtrary to the tenour of the layd ſtatute, yꝛ than the ſame ſheryffe ſhall incurre the payne of. C. li. to be payd to our loueraygne lozde the king, and mozeouer that the knightes of the counties ſo vnduely returned, ſhal loſe theyz wages of the parliament of old tyme accuſtomed.

Knightes of the ſhire ſhyrſſe.

¶ Item it is ozdeined and ſtabliſſhed, that no man, which holdeth a comẽ

Cap. ii.

Hostelers. hostrie in any cytie or burghe of England, shalbe costomer, controller, finder nor serchour of the sayd soueraigne lord the kyng, and that to eschewe the domage and losse, whyche therof may happen by the fauour that suche comen hoostelers may or wyll do to marchauntes and other their hoostes in their sayd offices.

Cap. iii Justices assigned to take assyses. ¶ Item it is ordeyned and stablished, that the Justices assigned and to be assigned, to take assyses by commission of our soueraigne lorde the kynge in the counties of the realme, frohensforth shall do to be deliuered fully in the kynges treasore all the recordes of assises of No. disseysyn, of Mordaunceltre, and of Certificacyons, with all the appurtenaunces and appendantes before them determined enery seconde yere, that the plee therof bee determined & iudgement geuen without more delaie, & that the recordes & processe of plees reall and personall, and of assyses of Nouell disseysyn, or Mordauncester, and Certificacions, and of other, wherof iudgement is gyuen and enrolled with thinges touchyng the same, shall in no wyse be amended nor empayred by new entrynge of the clerkes, or by the recorde or thyng certified in witnesse or commaundement of any Justice in any thynge after that such iudgement or suche plees be gyuen and enrolled.

Ca. iiii. Seruauntes. ¶ Item where as in the statute made at Cant. the xii, yere of the reigne of kyng Rychard, amonges other thynges it was accorded and assented, that the seruauntes and labozers of husbandzie, & labozers and seruauntes of

Unlawful games. artificers, and of bytaylers, shuld haue bowes and arowes, & vse the same the soundayes and other festiuall dayes, & vtterly leue playeng at the balles aswell handball as football, & other games called coytes, dyce, bowlynge: and kayles, and other such vnthryfty games, & that the sheryffes, mayzes, baylyffes, and constables, shall haue power to arrest all that do contrarie, as in the sayde statute is more fully conteyned. Our soueraigne lorde the kyng wyll, that the sayd statute be kyrmely holden and kept. Joyned to the same, that euery suche labozer or seruaunt, that doth contrarie to the same statute, shall haue imprisonment by. vi. dayes. And the mayzes and sheryffes, or the mayzes and baylyffes of cyties and burghes, & the constables in other townes, shall haue power to put this statute in execucion fro time to tyme, and if they do not therof execucyon, the same mayzes and sheryffes, or mayzes & baylyffes aforesayd, shall pay to the kyng for euery defaut xx. s. and the constable or constable of euery towne that doth not lyke execucyon of this statute, shall pay for euery theyr or his defaute. vi. s. iiii. d. and that the Justices of assyses shal haue power to enquyre in this case in their sessions frō tyme to tyme, of them that do contrary to this statute, and there of to certifie in the chauncery.

Cap. v. Galyhalpens. ¶ Item bicause that Galyhalpens do comenly ren in the realme for payement, in derogacion of the kynges crowne, and in great disceyt of the comen people. It is ordeyned & stablished, þ the sayd Galyhalpens shall neuer be current in payment nor in other maner within the realme of Englād vpon payne of forfayture therof. And moreouer that the Galyhalfpens, in whose handes so euer they be found within the sayd realme, shalbe forfaite

to

to our soueraigne lorde the kinge, after the two monethes nexte ensuynge the proclamation of this statute. And also the same oure soueraigne lorde the kinge will, that all the statutes and ordynaunces made before this time by him or by his noble progenitours not repealed, aswel of money of scotland as of the money of other realmes and partes beyonde the sea, be holden and kept and put in due execution. Money.

¶ Item where as by the statute made the .viii. yere of the reigne of oure soueraigne lorde the kinge that now is, it was ordeyned & stablisshed, that euery hole coloured cloth made within the realme, shuld conteyne by assyse the lengthe of .xviii. yardes by the creast, and euerye doseyn of clothe of the length of .xiii. yardes by the creast, & the rayes measured by the lyst, shuld conteyne the same lengthe & certeyn persons aulnegours thereto assigned throughe the realme, shulde take their charge in the escheker, well and lawfully without fraude to serche & surueye suche clothes, and doseyns, that euery of them in his nature do conteyne the length and the bread as the statute requyreth. The same aulnegours hauyng power & auctorite by oure sayd soueraigne lorde the kinge, duely to do theyr office, and with the seale of their said office therto assigned, to seale all the said clothes & doseins holdyng their lengthe & breade, after the fourme of the saide assyse, so that the people hauing wherof they may be sure, that by the warrāt of the same sealyng, their clothes and doseyns aforsaid shall holde their length & breades after the fourme of the sayd statute notwithstādyng which statute certeine people namely in the west parties, makynge suche maner clothes, whiche do not holde their saide assyse aswell in rayes as in full cloth, & in especyall where the hole colowred cloth ought to conteyne the length of .xxviii. yardes, it holdeth not but .xxiii. yardes, and where the doseyn of cloth ought to holde .xiii. yardes, it holdeth not but .xi yardes, and for to conceyle the defect of the measure the said people, so makynge suche clothes and doseyns, do the same to be plyted & tacked togither mayntenaūt after they be made. And whan the aulnegours seeth ỳ clothes so tacked togyther, they do seale them without making any more serche or surueieng of the same clothes, to the great disceyt and hynderaunce aswell of the lordes as ỳ comens of the realme. Our soueraigne lorde the king willyng to prouyde remedy for the myscheues aforsaide, by the aduise and assent of the said lordes, and at the request of the said comens, hath ordeyned & stablysshed, that a newe seale, hauinge a signe and a marke differyng from the old seale of the sayd office of aulnegour, shalbe made & delyuered to ỳ saide aulnegours, & that after that the same seale so newly to be made, be delyuered to ỳ sayd aulnegours proclamation shalbe made openly in ỳ west parties & other places throughe the said realme, that no person makynge suche maner clothes & doseyns in the same west parties nor elsewhere within the realme of Englande, be so hardy to take and plyte together suche maner clothes, before that the aulnegour hath duely made his serche and surueieng of the same clothes, that they holde their length and breade ordeyned by the said statute, upon peine of forfayture of the same, & that the sayde aulnegour after that shal set the

Capi. vi. Colored cloth. Raye cloths. Aulnegours. Seale.

new seale of his office to the sayd clothes & doseyns, sauinge alwayes that the clothes and doseyns of the colour of Bay, which be vnsealed with the sayde olde seale, after the proclamacion made, may haue theyr course to be solde without any impediement, impechement, or restreynt, vpon the to be made by the sayd aulnagours, or any other officers, betwixt the day of the sayd proclamacion, and the feast of sayncte Peter ad vincula next comming. And in case that any aulnegour in doing his sayd office do contrary to this statute, and therof be duely attaynted, that he at the first time that he shall be so attaynted, shal lose .x.li. and at the second time .xx.li. to be leuied and payed to the vse of our said soueraygne lord the king of all his landes and tenementes, goodes, and catals, in whose hãdes so euer they be. And at the third time his body arrested, and all his goodes and catals at the kynges will. And moreouer the same our soueraygne lorde the kinge wyl, þ euery person that wil sue for the kinge or for hym selfe, shall haue the suyte to attayne such aulnegours, so doing agaynst this statute. And the same party pursuing shall haue for his labour the fourth parte of the payne of .x.li. or .xx.li. aforesaide: according as the case shall happen, sauinge to lordes and other theyr fraunchises, if they haue any in this case.

Cap. vii. Custome

Item where as our soueraygne lorde the king hath had the custome & subsidie in the furme conteyned in the graunt of his comens, and amõges other of euery cloth of Scarlet, and of other cloth of hole grayne, a treble custome. Nowe so it is, that certayne marchauntes alyens dwellinge in the cite of London and other townes, haue taken and do holde great houses, in whiche they be sole inhabitauntes, and do bye sometime as in a yeare a thowsande or two thowsande clothes of fine white or meane, and do dye the same of theyr owne graine in scarlet, or in sangwein, or in other colours of hole grayne or halfe grayne, and afterwarde do the same clothes to be cut to small peces of .v. or .vi. yardes, or more or lesse, and therof make diuers garmentes, and pack the same in theyr sayd howses, & in the same parties subtylly do packe fine wolle golde and siluer in plate, or sometyme they put such wolle gold and siluer in bateis and other vessels, and bringe the same out of the realme, without payeng any custome or subsidy for the same vnder the colour of such garmentes so made, because that such garmentes be not customable, & so our said souereigne lorde the kinge, by such marchaltes alyens, so dwelling alone in theyr houses, is dayly defrauded & greatly deceyued of his customes and subsidye, to his great damage and preiudice in this behalfe. It is therfore ordeyned and stablished, that all marchauntes alyens, from hensforth shal paye the customes and subsidies aboue for such garmentes after the rate, that is to say, .xl.iii.s. .viii.d. such garmentes doo conteyne one clothe of hole grayne. That then they shall paye the custome and subsidy as for a hole cloth of scarlet if lesse, lesse, or if more, more as also of grayned clothes, & al other clothes of wolle. And moreouer it is accorded and assented in the sayd parliament that commissions shalbe made to certeyn persons, to enquyre if the sayd aliens haue any thing done or attempted to the contrary of the sayd statutes made before this time in this

Marchantes alyens.

Golde and syluer. Wolle.

Fraude.

case

case, and therof to certifye in the bynges chaunterie.

¶ Item where as in the statute made at westminster, the .xiiii. yere of king Richard the second it was ordeyned & stablyshed, that for euery exchaūge whiche from that time forth shulde be made by marchauntes to the courte of Rome, or els where, that the sayde marchauntes shulde be fermelye and suerly bounde in the chauncerie, to bye within .xii. monethes nexte after the sayde exchaunge made, marchaundyses of the staple, as wolle, lether, wolfelles, lead, tynne, butter, cheese, cloth, or other commodities of the land, to the value of the summe so exchaunged, vpon forfaiture of the same: It is ordeyned and stablished, that the sayd statute be fermely holden and kept and put in due execution. Added therto, that the chaunceler of Englande for the time beinge, shall frō .xv. dayes to .xv. dayes sende the estretes of the writtes of exchaunges into the escheker of our soueraigne lorde the king and that the treasorer & barons of the sayd escheker haue power by auctoritie of parlyamente to examine the customer in this case, and to punisshe them that shalbe founde gilty, againste the fourme of the sayd statute, according to the contenue of the same. Cap. viii. Exchaunge. Marchaunt dyses of the staple. Customer.

¶ Item because that nowe late enquestes were taken at Westminster of persons named by the iustices, without due returne of p sheriffe, of whiche persōs some were outlawed before the sayd Justices of reroude, and some fled to sainctuarie for treasō, and some for felonie, there to haue refuge, by whome allwel manye falle offenders were endited, as other lawfull liege people of the kinge not giltie, by conspiracie, abatemente, ymagination, of other persons, for their speciall auauntage and singular lucre, agaynste the course of the comen lawe vsed and accustomed before this tyme: Oure soueraigne lorde the kinge, for the great ease and quyetnes of his people well and grauntedth, that the same Enditement so made, with all the appurtenances to the same be reuoked, and adnulled for euer voyde and holden for none. And that from henceforthe no inditement be made by any such persones, but by enquestes of the kinges lawfull liege people, in the maner as was vsed in time of his noble progenitours, returned by the sheriffes or bayliffes of fraunchises, without anye denomination to the sheriffes or bayliffes of fraunchises before made by any person of the names whiche by him shoulde be empaneled, excepte it be by the ministers of the sayde sheriffes or bayliffes of fraunchises sworne and knowen to make the same, and other ministers to whom it perteineth to make the same accordinge to the lawe of Englande. And if anye Enditement be made hereafter in any poynt to the contrary, that the same Enditement be also voyde, reuoked, and for euer holden for none. Cap. ix. Enditement. Enquestes.

Here beginneth the statute made at Westminster in the xiii. yere of kyng Henry the fourth.

THe Tuesday, being on the morowe of all soules, the xiii. yeare of the reigne of our soueraigne lord king Hery the fourth: The same our soueraigne lorde the kinge, by the aduise and assent of the lordes spirituall and temporal, and at the request of the comens beinge in the saide parliamente, holden at Westminster hath done to be ordeyned & stablished diuers ordinaunces & statutes in the fourme as foloweth.

Cap. i. ¶ Fyrst that holy church haue all her liberties and fraunchises. And all the cities and bourghes of the realme haue and enioye all theyr lyberties and fraunchises, whiche they haue of the graunt of our soueraigne lorde the kinges progenitours, or of his owne graunt or confirmacion. Except the fraunchise now late graunted to the scholers of the vniuersitye of Orenforde. And that the great charter, and the charter of the foreste, and all other good statutes made before this time, and not repealed, shall stande in theyr force.

Capi. ii. ¶ Item it is ordeyned and stablysched, that the statutes made in the viii. yere of king Richard the second, wherin be contèyned these wordes which folowen. ¶ Item it is agreed & ordeyned, that no man of the lawe shalbe from hensforth iustice of assise or of the commen delyueraunce of iayles in his owne countreye. And that the chiefe iustice of the comin benche be assigned amonges other Justices to take suche assises and to delyuer iayles: But as to the chiefe iustices of the kinges benche it shall be done as hathe bene accustomed for the most parte of an hundrede yeres last paste, shalbe holden and kepte, notwithstanding any statute or ordinauns made to the contrarye. And that no chefe iustice of the kinges benche be in anye wyse hereafter made iustice to take assises in anye countye within the realme of England, but only in the county of Lancaster. And þ this statute hold place & be in force as lõg as shal please the king for saluacio of his prerogatiue.

Justyce of assise or gayle delyuerey.

Capi. iii. ¶ Item where as in the statute made the first yere of the reigne of our soueraygne lord the king that now is, it was ordeyned, that no archebishop bishop, abbot, nor priour, nor none other man of holy church nor temporal, of what estate or condition that he were, should giue anye liuerey of cloth to any person, but onely to his menials and officers, & to those which be of his councell aswel spirituall as temporal lerned in the one lawe and the other, vpon payne to make fine and raunsome at the kinges will, and after in the statute made, the. vii. yere of the same our said soueraigne lord the kinge, it was ordeyned and stablished, that aswell the sayde statute as the statute of liuerey of hattes, made in the time of king Richarde the seconde, shulde be fermely holden and kept & put in due execution: Joyned to the same, that if anye knight or anye other person of lesse estate, do gyue any suche liuerey of clothe or of hattes, against the fourme of the sayd statutes, that he shal incurre the payne of an. C. s. for every suche liuerey of cloth or of hattes, to be payd to the kinge as often as he doth the contrary

Liuerey.

to

to the same statute or ordinaunce. And that he that receyueth anye suche liuerey of cloth or of hattes, shall likewyse incurre the payne of fourtye shillynges, to be paid to our soueraigne lord the kyng as afore is said. And he that wyll sue shall haue the one halfe of such paines for his labour and trauayle, & that suche paynes be in no wyse pardoned. And more ouer that no congregacyon nor company in anywise make any such liuerey of clothe or of hattes at their owne costes, vpō the paine that euery man of the same congregation or company, that doth in anywise the contrarye of the saide ordynaunces and statutes, shall paye to our soueraigne lord the kyng .xl.s Except onely the gildes and fraternities, and also people of craftes within tyties and burghes in the realme of Englande, which be founded and ordeyned to a good intent and purpose. And the Iustices of assises shal haue power to enquire from tyme to tyme in their sessyons of the matters afore sayd, and the same to certifie in the kynges benche. Prouided alwaies that in tyme of warre it shalbe laufull to the lordes, knightes, and esquiers, and all other gentle men, whyche trauayle for our sayde soueraygne lorde the kynge in furthe warre, to geue theyr liuerey of clothyng or of hattes: suche and in suche guyse as to theym best shall seme for the tyme in suche warre, without beynge any wise molested, greued, or inquieted in this behalfe by force of the saide ordinaunce or statute: Our soueraigne lorde kyng Henry the fourth that nowe is, consyderynge the sayde ordynaunces and statutes very profytable for the ease and quyetnes of him and all his realme, by the aduyse and assent of the lordes spirituall and temporall, and at the specyall request of the said commens wyll and graunteth, that the sayd statutes be holden and kepte, and put in due execution after the fourme and effecte of the same.

Iustices of assyse.

¶ Item where as in dyuers statutes made before thys tyme, aswell in the tyme of kynge Edwarde, graundfather of our soueraigne lorde the kynge that nowe is, as in the tyme of kynge Richarde late kynge of Englande, it was ordeyned and stablysshed, that clothes of Raye and coloured clothes shuld contepne a certeyn length and breade, as in the said statutes is more fully conteyned, and in the parliament of our soueraigne lorde the kynge that nowe is, the .vii. yeare of hys reygne, it was ordeyned and stablysshed that the coulowred clothe shuld contepne in length .xxviii. yardes, and the clothe of Raye as many, measured without defoilyng the clothes, and that the clothe of Ray shuld holde in breade .vi. quarters, & the coulowred cloth in breade .vi. quartes and an halfe, to the entent that the one clothe and the other watered & rowen, shuld be of the length of .xxviii. yardes, vpon paine that the makers of such clothes shuld forfayte the same clothes, whyche by the aulnegeur shuld be fonde of lesse length or bred. And þ the aulnegoure shuld take them, and the same delyuer at the warderobe to the kynges vse. And also by an other statute, made the .xi. yere of our sayd soueraigne lorde the kynge, for to auoyde the great fraude & deceyt of aulnegoures through the realme, dyuers ordynaunces, stablysshementes, & punishementes were made & ordeined in this case, as in the sayde statutes more playnly doth

Capi.iiii.

Clothes of Ray and coloured.

Aulnegeur.

appere the same our souereigne lorde the kyng, by the aduyse and assent of the lordes spirituall and temporall, and at the requeste of the said comens hath ordeyned & stablysshed, that the sayde statutes, made in the said .vii. & xii. yere of his sayd reigne, be fermely holden & kept & put in due execucion.

Cap. b. Customer. Comptroller. Gaugeour. Serchour

¶ Item it is ordeyned & stablysshed, that the statutes made of customers, comptrollers, kenerenaunces of the chyefe boteler, & of serchedours, the fyft and fourth yeres of our sayde souereygne lorde the kynge that nowe is, be kept and holden. And more ouer, that al maner of customers & comptrollers gaugeours of wyne and serchedours throughe the realme, shalbe continually resident and abyding vpon their offices, and in especyal at the time of the charge and discharge of shyppes and vessels entrynge in the portes of Englande, and passynge out of the same: so that no such officer, after the tyme aboue named, be absent fro his sayd office by thre weekes at the most, vpon payne to lose his sayd office, onles he be commaunded and charged in especyall of record, to be in the kynges courtes or otherwyse in the kynges seruice of record, as afore is sayde.

Cap. bi. Galphalfpens.

¶ Item where as in the statute made the .xi. yere of our souereygne lorde the kynge that nowe is, it was ordeyned, that galphalfpens frenshe coyne shuld not ren in payment, nor in other maner within ꝑ realme of Englād, vpon payne of forfayture of the same. And moreouer that the same galphalfpens, in whose handes they myght be founde within the sayde realme, shulde be forfayte to our sayd souereygne lorde the kyng, and also that the statutes and ordinaunces made by our sayde souereygne lorde the kyng or his noble progenitours, aswel of the money of Scotlande as of other realmes and parties beyond the see, shulde be holden and kept, and put in due execucyon: Our sayde souereigne lorde the kynge considerynge the greate dilcayte, aswell of the sayde galphalfpens as of the money of other realmes beyonde the see, wyll that the same statutes be fermely holden and kept, & put in due execucyon in al poyntes.

Money.

Cap. biii. Justices of peace. Sheryffe.

¶ Item it was ordeyned and stablysshed, that ꝑ any riot, assemble, or rout of people agaynst the lawe be made in any parties of the realme, that the Justices of peace in ayde of them nat the lesse, and the sheryffe or vndersheryffe of the countie, where such ryot, assemble, or route shalbe made hereafter, shal come with the power of the countie ꝑ wyde be to areste them, & shal areste them, and the same Justices and sheryffe or vndersheryffe, shall haue power to cerefye that that they shall fynde so done in theyr presence agaynst the lawe. And that by the recorde of the same Justices and sheryffe or vndersheryffe, suche trespassours and offenders shall be conuicte in the maner and forme as is contayned in the statute of Forcible entres. And yf it happen that suche trespassours and offenders be departed before the commynge of the sayde Justyces and sheryffe or vndersheryffe, or that the same Justices, the sayd ayde of the shal diligently enquyre within a moneth after the ryot, assemble or route of people so made. And they shall here and determyne accordynge to the lawe of the lande. And if the trouth may not be fynde in the maner as afore is sayde, that within a moneth by next

Forcible entres

folowinge

folowing the iustices thre or two of them, and the sheryffe or vndersheryffe afore sayde, shal certifie before the kynge and his counsel all the dede and circumstaunces therof, which certificat shal be of like strengthe and force, as the presentement of .xii. vpon which certificat the sayd trespassours and offenders shalbe put to answere, & they which shalbe founde gylty, shalbe punished after the discrecyon of the kynge and his counsel. And yf suche trespassours and offenders do trauers the mater so certifyed: the same certificat and trauers shalbe sent into the kinges benche, there to be tried and determined as the lawe requyreth. And yf the same trespassours and offenders do not come before the kyng and his counsell in the kinges benche at the fyrste commaundement, than shalbe made an other commaundemente, directed to the sheryffe of the countie, to take the sayd trespassours & offenders, yf they maye be founde, and bryng them at a certeine day before the kynge and his sayde counsell in the kynges benche. And if they can not be founde, the sheryffe or vndersheryffe shall make proclamacyon in his full countienerte ensuynge the delyuery of the sayd second commaundemente, that they come before the king and his sayde counsell in the kynges benche or in the chauncery, in tyme of vacacyon within thre weekes than nexte folowynge. And in case the same offenders come not as afore is sayd, and the proclamacyon made and returned, they shalbe conuicte and attaynted of the ryot assemblee or rout afore sayde, not withstandinge any artycle or ordynaunce made to the contrarye. And moreouer that the Justyces of peace dwellyng moste nyghest in euery countie, where such ryot of people shalbe made hereafter, togither with the sheryffe or vndersheryffe of the same countie, & also the Justyces of assyses for the tyme that they shalbe there in theyr sessyons, in case that any suche ryot assemble or route be made in theyr presence, shall do execucyon of the same statute, euery one vpon payne of C li. to be payde to the kynge as often as they shalbe founde in default of execucyon of the same statute. Proclamacio.

¶ Thus endeth the statutes of kynge Henry the fourth.

¶ Here

ANNO. I.

CHERE BEGINNETH THE STATVTES MADE at westminster in the first yere of kyng Henry the sixth.

OVR souerayngne lozde the kinge, at his parliamente holden at Westminster, in the .iii. weke of Ester the first yere of his reigne, by the aduise of the lozdes spiritual & tẽpozal, & at the special instaũce & requeste of ꝑ comens of this realme, hath ozdeyned & stablished diuers statutes and ordinaunces in the fourme folowing.

Cap.i. Knyghtes of the shyres.

CFirst that the statutes of the electiõ of ꝑ knightes of the shires to come to the parliament be holden & kept in al pointes: adioyninge to the same, that the knightes of the shires, whiche fromhensozthe shalbe chosen in euerye shire, be not chosen, oneles they be resiaunt within the shire, where they shalbe so chosen, the day of ꝑ date of the writ of ꝑ somons of the parliament. And that the knyghtes & esquiers & other which shalbe choisers of ꝑ knightes of ꝑ shyres be also resiaunt within the same shires in maner and fourme as is afozesayd. And mozeouer it is ozdeyned and stablished, that the citesins and burgeses of the cities and burghes be chosen men citesins, and burgeses resiaunte, abidinge and ꝑsit in the same cities and burghes, and none other in any wise.

Burgeses of parliament.

Cap.ii. Weares. Welles and Stankes.

CItem because that great complaynt hath bene made to our sayde souerayngne lozd the kinge, in this ꝑsent parliament, of that that the statutes made in the time of his noble progenitours kinges of Englande, of the leueyng & straityng of weares, welles, stakes, stankes, & bydels, be not kepte accozding to the fourme and effecte of the same statutes, to great damage of the people of the realme of Englande: Our sayde souerayngne lozde the kinge that nowe is, by the aduise & assent of the lozdes spiritual & tempozal and at the requeste of the sayde comens hath and geaunt, that the sayde statutes and ordinaunces be duely holden and kept, & put in due execucyon.

Capi. iii. Conspiracy. Forging of false dedes.

CItem where as many of the kinges liege people, which haue manours landes and tenementes by purchas oz by discent of inheritaunce, oz in anye other maner, entending to be in peace & rest in theyz saide tenures as they were wont to be, diuers euel dyspoſed personnes, some of theyz owne hed, and some by fals cõspiracy and couin subtyle ymaginacyon and forge of newe diuers fals dedes and minimentes, and them do openlye to be pronounced published, and redde, to trouble and chaunge the landes of good people of the countre, and to vndoe and trouble the possessions and titles of the said kinges liege people, by the which imagination & falsity many of the afozesayd liege people be troubled and vexed, and at al times abiding in doubt of theyz possessions and estate: Our soueraigne lozde the kinge willynge to puruey a remedy in this case, by the aduise and assent afozesayde, and at the requeste of the sayde comens hath ozdeyned & stablished, that the party so greued shall haue his suyte in that case, and recouer his damages, and the partie conuicte shal make fine and raunsome at the kynges pleasure.

¶ Item for aſmoche as the kynges lyege people dare not purſue or com- Ca.iiii.
playn of the extorcyons and of the oppreſſyons to them done by the myny- Bayly of
ſters of ſhyrffes, that is to ſaye by vnderſheryffes, clerkes of ſheriffes, re- ſheriffe.
cepuours, and baylyffes of ſheryffes, by cauſe that the ſayde vnderſheryffes
clerkes, recepuours, & baylyffes, be continually from yere to yere dwelling Vnderſhe-
with the ſheryffes enterchaūgeably out of one office into an other: Our ſo- riffes clerke.
ueraygne lorde the kynge, by the aduyſe and aſſent aforeſayd and at the re-
queſt of the ſayde comons hath ordeyned and ſtabliſſhed, that they that be
baylyffes of ſheryffes by one yere, ſhalbe in no ſuch office by .iij. yeres nexte
folowing, except baylyffes of ſhyrffes, whiche be enherite in theyr office.
And that no vnderſhyrffe, ſhyrffes, clerke, receyuor, nor heriffes baylyffe, Vnderſhe-
be atturney in any of the kinges courtes, during the time that he is in of- riffe.
fice with anie ſuche heriffe.

¶ Item it is ordeyned & ſtablyſſhed, that in euery originall writ of accīons Cap.v.
perſonals, appeales, & enditementes, in which the exigend ſhalbe awarded Originals
in the names of the defendauntes, in ſuche writtes originall, appeales, and writtes.
enditementes, addicions ſhalbe made of theyr eſtate or degree or myſterye,
and the townes, hamelettes, or places, and the counties where they were or
be conuerſaunt. And if by proces vpon the ſaid originall writtes, appeales Addition.
or enditementes, in the whiche the ſayd addicions be omitted, any vtlaga-
ries be pronounced, that they be clerely voyde & holden for none. And that
afore theſe vtlagaries pronunced, the ſayde writtes & enditementes ſhalbe
abated by the exception of the partie where as in the ſame the ſayde addy-
cions be omitted. Prouided alwaies that though the ſayde writtes of ad-
dicions perſonals be not according to the recordes and dedes by the ſur-
pluſage of the addicions aforeſayde, that for this cauſe they be not abated:
And that the clerkes of the chauncerie, vnder whoſe names ſuche writtes Clerkes of
ſhall go forth written, ſhall not leue out or make omiſſion of the ſayde addy- the chācery
cions as is aforeſayde, vpon payne to be puniſſhed, and to make a fyne to
the king by the diſcrecion of the chaūceller. And the ordinauns ſhall begin
to holde place at the ſuite of the partie from the feaſt of ſaynt Michel next
enſuynge forwarde.

¶ Item where as in the time of thys rebellyon of wales many of the kyn- Cap.vi
ges lawfull lyege people aſwell englyſhmen as walſhmen haue ben in dy- Wales.
uers parties of wales vpon the correction of rebelles, there by the com-
maundement of the ſame our ſoueraygne lorde the kinge and his counſell,
at the whiche tyme ſome of ỹ ſayd rebelles aſwel on horſebacke as on foote
found armed in making of warre agaynſt theyr fayth and legiaunce were
ſlayne, and ſome maymed, beaten, wounded, taken and impriſoned, theyr
goodes & catals caryed away by the ſayde lege people for the cauſe afore
ſayde, as it was well lawfull, accordinge as by our ſayde ſoueraygne lorde
the kynge & his counſell afore this time hath ben ordeyned in thys behalfe
and that not withſtanding many of the ſayde rebelles being yet alyue, and
other next of bloud to theſe rebelles ſo dead with theyr frendes, now dayly
make querels and great purſuite agaynſt the ſayd faythfull lyege people,

dwellynge

dwellyng or reteaunt in these parties, & in the shyres beyng next to wales furnysinge in them, that they suche thynges as is aforesayde, to them selfe or to theyr cosyns or frendes falsely haue done, by the whiche they demaūde of the sayde sayethfull liege people hyghe amendes, thzetnynge that they other wyse wolde be of that auenged, where by the sayd sayethful liege people be many times sore and greuously vexed in many parties and lordshyppes of wales some of them by enditementes, actusementes, or impechmentes, and some by menasses distresses taken, and some by theyr bodie taken and emprisoned, vntyl that they haue made gree to them in this behalfe, or that they wolde them excuse of the death of such rebelles so slaine by one attach, after the custome of wales, that is to saie by the othe of. CCC. men, & of all such other trespales aforespecified them acquyte: To the great domage & destruction of the sayd sayethfull liege people, and yuell example in tyme to come. It is ordeyned and stablysshed, that suche quarell, action, and demaunde be not made from henseforth by arte nor by engine, to ante of the sayethfull liege people, by ante of them, which haue ben rebelles, nor by their adherentes, be he cosyn, alie, or frend, nor by any other, vpon payne to paie to the partie greued his treble damages, and to be emprisoned by. ii. yeres after that that he be conuicte: And moreouer to make fyne and raunsome in this behalfe before that he be deliuered out of prison.

Quarell.

Ca. bii. Aliens frenchmen

CItem where as in the parliament holden at westminster, in the tyme of kyng Richard the seconde, the. xiii. yere of his reigne, it was ordeigned, that none alyen frenchman shulde haue nor enioye any benefice within this realme for certeyn cause, whiche might come or happen, but that they should be deliuered and voided for euer out of the realme before a certayne tyme in the sayd ordynaūce lymit, as in the same is plainly conteyned. And that at what tyme that any priores aliens conuentuell or any other benefice or office due by the kinges title be void by the departynge or deth of the said priours and other occupiers, that than there shuld be durynge the warres, honeste Englyshe persones put in their place to accomplysshe the dyuine seruice, and none of the enemies aforesaide. And not withstanding the said ordinaunce, the sayd aliens frenchmen, by yuel imaginacion and brocage to continue the yuell mischiefes of the said ordinaunce, purchas the kinges letters patentes to be denyzens and the kinges liege people, and swere the same to continue, to the entent to occupie and enioye the saide benefices, & so yet occupie many benefices againste the saide ordinaunce, whereby these alyens frenchemen be encreased, in destruction of the kinges liege people, & beare awai out of the realme great treasure of the kings & of the realmes, and the kinges counsell disclose to the enemies of fraunce, to the great domage of the kyng and his realme: Our soueraigne lorde the kinge considerynge the saide mischiefes, wil that the sayde ordinaunces bee fermelie holden and kept, and put in due execucion, except the priores aliens conuentual, and also all other priores which haue institucion and induction, so that they be catholike, and that they shal synde suertie, not to disclose nor cause to be disclosed the counsel nor the secretes of the realme.

Benefyces.

CItem

Item for the quyetnes and peace within the realme of England, and for the encrease and enstoryng of the lande of Irlande, it is ordeyned and stablished in this present parliament, that all Irishmen and Irishe clerkes beggers, called chamberdekens, be voyded out of the realme, betwyxte the feaste of saynt Mychell nexte comyng, and the feaste of all saynts nexte folowyng, upon payne to lose their goodes, and to be imprisoned at the kynges pleasure, except suche as be graduates in the scholes, and studentes and apprentises of the lawe, and suche whiche be inheritours in England, and religious persons professed, and except also the marchauntes borne in Irlande of good name, & their apprentices and dwellyng in England, and them with whom the kynge will dispence. And that all the Irishmen whiche have benefices or offices in the lande of Irlande, shall dwell upon their offices or benefices for the defence of the lande of Irlande aforsayde. Ca. viii. Irishmen and Irish clerkes beggers.

Item for as muche as in the time of the noble kyng Edward the thyrde and of kyng Richard the seconde, all the revenues, profites, and commodities of the landes, tenementes, fyshynge, customes, and all other profytes, to the sayd kinges belongyng, in the towne and marches of Calets, it was ordeyned to be lueyed by the treasorer of Caleys for the tyme being in supportacion of the charges of the same towne and marches, and syns whiche tyme a great parte of the haue ben restreyned by vertue of the sayde letters patentes to diuers capitaines, and many other persones, aswel by the said kyng Richard as by our redoubted soueraigne lorde kyng Henry the fourth father of our soueraigne lorde the kynge that nowe is, to them therof made, wherby some by colour of terme not reasonable, & other without any thyng therof pleadynge, to the great damage of the realme of England, and hinderaunce of the paymentes for the sustentacion of the sayd towne & marches to be done. And also for asmuche as diuers offices of the collectours of money comynge of the sayde revenues, customes, profytes, and commodities, whiche the sayde treasorer of Caleys in the tyme afore saide ordeyned and assigned to sufficient personnes, for whom he wold answere, to tary and to be remained according as to him shal best seme to the kinges profite, haue ben afterwarde agaynste the auncient ordinaunces and the statute in the parliamente therof made, by diuers letters patentes to dyuers personnes aswell by the sayde kyng Richard as by our soueraigne lorde kyng Henry aforesayde, to them therof made for terme of their lyues & otherwyse occupyed, and by colour of their saide letters patentes some of theym (as it is saide) do the more negligently their seruices, without being iustified by the treasorer aforesaid, To the great damage and hinderaūs of the paimentes aforesayde in times passed: Our soueraigne lorde the kynge, willynge to eschew suche damages in tyme to come, by the aduise and assent aforesayd, and at the requeste of the sayd comens, wyl and hath ordeyned & stablished that all the letters patentes made to capitaines and other personnes what so euer they be, aswell of all maner of rentes, landes, tenementes, customes, fyshinges and all other revenues profytes and commodities in the sayde towne and marches, as of the offices of collectours of all rentes, customes, Cap. ix. Calcis. Letters patentes.

revenues

...ceuers, vyttayles, and commodities to the vytter of the same before this tyme
...agaynst other ordynances afore sayde, is holly reuoked and annulled and
...that the sayde seuerall persones, vytteilers, be restored into theyr
...of ouer payenge vnto the kyng, ouer and aboue the sufferaunce of other payments
...charges to the kyng due and accustomed belonging. Prouided alwayes that
...this ordynaunce extende not to the duke of Clarence, brother of our soueraigne lord the kyng,
...nor to any other by this ordynaunce, graunte or auoyde his possessions in
...the same. And that the wayes and passages of rabels where they be put out of theyr
...olde course may be opened and made as they were at this ordynaunce and statute.

Cap. 2. Item, forasmuche as in the tyme of the kynges noble progenitours it was ordeyned by dyuers statutes made and holden through all the realme of Englande, that is to say, that all maner of vytteilers for the quarter, or other measure, shal
Measure. vse and occupye bushelles by suche of which ordynaunces suche measure hath
Bushell. ben vsed, vnto the tyme of the sayde quarter hyther. And notwithstandyng
Purueyors. the sayde good ordynaunces and statutes, the purueyours of our, as well for the house of the father of our soueraigne lord the kynge, as for the house of our soueraigne lorde the kyng whiche we is, haue taken hetherto this tyme for the sayde houses vyntuayle, iii. bushels of wheate and of other corne for the quarter, and that many times be measure not sealed, and also not stryken, agaynst the wyll of the sellers of the same, and without dure pryce set vpon the same after the is ware of the lande, and also cause the sellers to cary the sayde vytteilers to what place that pleaseth them, without payeng for the carryage, and the marchauntes and cytezyns of London doo vse to take of euery seller for the quarter of wheate, iii. bushelles by the measure vsed within the sayd cytte, called the Sacke, with a bushell set vpon the sayde sacke, & yet make the sellers to pay a halfpeny for the measuring of euery quarter, and take for a quarter of otes v. bushels, whereby the byers of the corne in the countrey wyll not bye nor take for the quarter of corne but in the same maner, as the sayde purueyours of the sayd cytte vse to take, to the great hynderaunce and perpetuall destruccion of the commyualtie aforesayd. It is ordeyned and stablisshed, that all the sayde good ordinaunces be fermely holden and kept after the effecte of the same. And that no purueyour of our soueraigne lord the kyng, nor none other, that vse hereafter to bye nor to take any corne by other measure, but viii. bushels stryked for the quarter, and that none be otherwyse holden to delyuer for the quarter but viii. bushels stricken, as it is afore sayd, and also that the payment be made in hande for the carriage. And that if any purueyour of our soueraigne lord the kyng or any other person, bye or take any corne otherwyse, or by other measure but viii. bushels stryked for the quarter, as in the sayd ordinaunces is conteyned, and therof be attaynted, he shall haue one yeres imprisonmente, and pay to the kynge an hundred shyllynges, & to the ptie that feleth him self greued an other C. shyllynges, and that as often as any of them be therof attaynted, and that the parte whiche will sue, haue an action grounded vpon the case and that the Iustices of the peace haue power to enquyre and
Iustices of peace. herof plee & all these thynges afore sayd, & vpon that make punishmentes as

forsaid, aswel at the suyte of the kyng as of the partie: & that frombenssorth nothyng be taken for the measuryng of such corne in any wyse.

¶ Here begynneth the statutes made at Leycestre in the second yere of kyng Henry the fyfth.

Our soueraigne lorde the kinge, at his parliament holden at Leycestre, the last day of Aprill, the second yere of his reigne by the aduise and assent of the lordes spirituall & temporal, & at the special instaunce and requeste of the comens of his realme in the same parliament assembled, hath ordeined & stablysshed diuers ordinaunces declaracions and statutes made in the fourme and maner as foloweth.

¶ First forasmuche as many hospitals within the realme of Englande, founded aswel by the noble kynges of this same realme and lordes and ladyes bothe spirituall and temporall, as by diuerse other estates, to the honour of God and of his glorious mother, in ayde and merye of the soules of the saide foundours, to the which hospitalles the same foundours haue gyuen a great parte of theyr mouable goodes for the edificacions of the same, and a great parte of theyr landes & tenementes, therwith to susteyne impotent men and women, lazars, men out of theyr wyttes and mynde, and poore women with chylde, and trauaylyng, relieue, and refresshe other poore people in the same, be nowfor the most parte decayed, & the goodes and profites of the same by diuers personnes as well spirituall as temporall withdrawen and dispended in an other vse, wherby many men and women haue dyed in great misery for defaute of ayde, kyuyng, and socoure, to the displeasure of god, and perill of the soules of suche maner of spenders: The kynge our soueraigne lorde, consyderynge the meritorious and deuoute ententes of the foundours aforesaide, and the insolent gouernaūces in the same, hath by the aduise and assent aforesaide ordeined and stablisshed, that as to the hospitalles, whiche be of the patronage and foundaciō of the kynge, the ordinaries by vertue of the kynges commissyons to them directed, shall enquyre of the maner and of the foundacion of the said hospitals, and of the gouernaunce and estate of the same, and of all other maters necessarie and requisite in this behalfe, & the inquisicions therof take, shall certifie in the kynges chauncerie. And as to other hospitalles, which be of an other foundacion and patronage than of the kyng, the ordinaries shall enquyre of the maner of the foundacion, estate, and gouernaunce of the same, and of all other maters and thynges necessarie in this behalfe: & vpon that make therof correction and reformacion after the lawes of holy churche, as to them belongeth.

Cap. i. Hospital.

Ordinaries.

¶ Item forasmuche as many men haue ben condemned in the courtes of our soueraigne lorde the kyng, & in the courtes of his progenitours, aswel within the citie of London as in other cyties and burghes within the realme of England, & by the vertue of suche condemnacions haue ben committed to the pryson of our soueraigne lorde the kynge, there to remayne vntyll

Cap. ii. Condemnacion.

vntyll they haue made gree to the plaintiffes, against whom they were condemned: after by their suggestion made in the chauncery of our soueraygne lorde the kyng, they haue had diuers wrytes called Certiorari and Corpus cum causa, out of the chauncerie of our soueraigne lord the king, directed to the sheriffes or to the wardens or kepers of the prisons, where such men condemned be holden, to haue their bodies with the cause of imprisonement of the men condemned aforesaide in the chauncerie, at the dayes conteined in the said wrytes. After which writtes, togyther with the body and the cause of the condemnacion returned in the chauncerie aforesaide, the said men so condemned haue ben deliuered in the chauncerie aforesaid by bayl or by mainprise, or larged without bayl or mainprise, against the assent and wyll of the said plaintifes, & without any gree made to the saide plaintifes of the summes, in the which they be condemned, against the law of the lande, & so remayne the saide plaintiffes without remedie, in hynderaunce of the state of such plaintiffes, and in defetyng of the iudgementes gyuen or rendred in the courtes aforesaid. Our soueraigne lord the kyng, wyllyng herin to prouide a remedie, by the aduise & assent aforesaid, and at the request of the aforesaid comens, hath ordeined & stablyshed, that if any such writte of Certiorari, or Corpus cũ causa, be graũted or shalbe graunted at any tyme hereafter, & vpon the said writ, that the prisoner, whiche is so holden in prison, be condemned by iudgement gyuen against hym, that incontinẽt he shalbe remaunded where he shall remayn continually in prison, after the law & custome of the lande, without beyng let to go by bayle or by mainprise against the wyl of the said plaintiffes, vntyll gree be made to them of the summes so adiudged.

Certiorari. Corpus cũ causa.

Cap. iii

¶ Item for asmuche as dyuers of the kynges liege people be dayly cyted to appere in the spirituall courte before spirituall iudges, there to answere to diuers persones, as well of thinges which touche freholde, det, trespas, couenauntes and other thynges, whereof the conusaunce parteineth to the courte of our soueraigne lorde the kyng, as of matrimony and testament, and whan suche persones so cyted appere, & demaunde a lybell of that that against them is surmysed to be informed, to gyue their answere there, or otherwyse purchase a wryt of our soueraigne lorde the kynge, of prohibicion, and dynge to theyr cafe, whiche lybell to them is denyed by the saide spirituall iudges, to the entent that suche persones shulde not be ayded by any suche wryt, against the law, and to the great domage of such persones so implede. Our saide soueraigne lorde the kynge, by the aduise & assent of the lordes spirituall and temporall, and at the prayer & instaunce of the sayde comens, hath ordeyned and stablyshed, that at what tyme the lybell is grauntable by the lawe, that it be graunted and delyuered to the partie without any difficultie.

Lybell.

Ca. iiii

¶ Item for asmuche as the seruauntes and laborers of the shyres of the realme of Englande do flee from reuttebe countie, because they wyll not be rulyed by the ordynaunces and statutes by the lawe vpon them made, to the great domage of the gentyls, and of other, to whom they shulde serue,

because

because that the said ordinaūces & statutes bp̄ them made be not executed in euery shyre. Our soueraigne lord the kyng, wyllyng in this case to prouyde a remedie, by the aduise & assent aforesaid, & at the request of the saide comens hath ordeined and stablished, that the statute of labourers, made at Canterbury, and all other good statutes of labourers, made & not repealed, be fermely holden and kepte, & put in due execucion. And moreouer that the Justices of peace haue power to send theyr writtes for such fugitife labo- Justices of peace.
rers to euery sheriffe of the realme of England, and to make suche proces as the statute requyreth, to bryng̃e them before them, to answer to our soue raigne lorde the kyng and to the parties, of the contemptes and trespasses made or done against the ordinaūces and statutes aforesaid, in lyke maner as the Justices haue power to sende to euery sheriffe for the theues before them indited. And also that all the statutes & ordinaunces of labourers ser- uauntes and artificers before this tyme made and not repealed, be exēplifi- fied vnder the great seale, and sent to euery shetyffe of the realme of Eng- Seale.
lande, therof to make proclamacion in full countie, & after this proclama- cion so made, that euery sheriffe shal cause the said exemplificacion to him Sheryffe.
directed, to be delyuered to the Justices of the peace in his countie named in the Quorum, or to one of them, to remayn with such Justices, whiche be or shalbe for the better puttyng of the forsaid statutes and ordinaunces in due execuciō. And in shyres where diuers cōmissions of the peace be made, Cōmissiō
there shalbe so many exemplifications of the statutes & ordinaunces afore of peace.
saide made, as be commissions of the peace in the same shyres, and sent to the sheryffes to make proclamacion, & to delyuer the same as is aforesaid. And that the Justices of the peace in euery shyre named of the Quorū, be reseaunt within the same shyre, excepte lordes named in the commission of the peace: and also excepte the Justices of the one benche & of the other, the chiefe baron of the escheker, sergeaūtes at the lawe, and the kynges attur- ney, for the tyme that the same Justices, chiefe barō, sergeaūtes at the law, & the kynges atturney, be attendyng and occupied in the kynges courtes, or otherwyse in some other place occupied in the kinges seruice, make their sessions. iiij. times by the yere, that is to say in the first weeke after the feast Sessions.
of sainct Michel, and the fyrst weeke after the Epyphany, and in the fyrst weeke after the clause of Ester, & more often if nede be. And that the same Justices holde theyr sessyons throughout the realme of Englande in the same weeke euery yere from henceforth. And also that the Justices of peace from henceforthe haue power to examyne aswell all maner of labourers ser- uauntes and theyr maysters, as artificers by theyr othes, of all thynges by them done contrary to the sayde ordinaunces and statutes, and vppon that to punysshe theym vpon theyr confessyon, after the effecte of the statu- tes and ordinaunces aforesaid, as though they were conuicte by enqueste. And that the sheryffe in euery shyre of the realme of England shall do wel and duely his office in this behalfe, vpon peine to lose and to forfait to our soueraigne lorde the kynge. xx. li.

¶ Item for asmuch as by the comens of the coūtie of Northumberlande, Cap. v.

greuous complaintes haue ben made to our ſoueraigne lorde the kyng in this preſent parliament, of that that many murders, treaſons manſlaughters, roberies, and diuers other offences, to many of the faithfull liege people of the ſame countie, by people dwellynge in the ſame countie within the fraunchiſe of Tyndale and Eramſhyre, where the kinges writtes renneth not, now of late haue ben perpetrated, otherwiſe than haue ben done or knowen before this tyme. To ſo many perils of the ſayde lyege people of our ſoueraigne lorde the kyng, that without due remedie in this behalfe prouided, they dare no lenger there dwell, bycauſe that ſuche offenders be ſo fauored by ſuche fraunchiſes: Our ſoueraigne lorde the kynge, by the aduiſe and aſſent aforeſaid, and at the requeſt of the ſaid comens, hath ordeined & ſtabliſſhed, that if any perſone of the ſaide fraunchiſes of Tyndale & Eramſhyre, reſeaunt or dwellyng in the ſame, of what eſtate or condicion that he be, do any murders, treaſons, manſlaughters, or roberies, or conſent to do them out of the ſaide fraunchiſes of Tyndale and Eramſhyre, proceſſe ſhalbe made agaynſt hym by the comen lawe, vntyll he be outlawed. And that after ſuch outlagarie pronounced and retourned, the Juſtices, before whom ſuch outlagarie is returned, ſhal make therof certification to ſuche minyſter or minyſters of the ſaide fraunchiſes, as to theim beſt ſhall ſeme in this behalfe according to their diſcrecion. And ſuche felon ſhalbe taken by ſuch miniſter or miniſters, and his landes and tenementes, goodes and catals beyng within the ſame fraunchiſe ſeaſed into the handes of the lordes of the ſame fraunchiſes of Tyndale & Eramſhyre for the tyme beyng, as forfaite. And that the other landes and tenementes goodes and catals of ſuche felons, beynge out of the ſame fraunchiſes, ſhall holly remayn to the kynge and to other lordes, hauyng therof fraunchiſe, as forfait. Hauyng alwayes to the kynge the forfaitures of ſuche murderers, traytours, manſleers, robers, and other offenders, and of other thynges which to hym do belong as of the tyght of his crowne.

Fraūchiſe Tyndale. Eſſāhyre.

Cap. vi ITem foraſmuche as before this tyme diuers people, compriſed within trewes made aſwell by our ſoueraigne lorde the kynge, which now is, as by his noble father, & alſo diuers other people hauyng ſaufcōduites aſwel of our ſoueraigne lorde the kyng, that now is, as of his noble father, haue ben ſome ſlayne, robed, and ſpoyled, by the kynges lyege people and ſubiectes, aſwel vpō the mayn ſee as within the portes and cooſtes of the ſee of England, Irland, and of wales, wherby the ſaid trewes & ſaufconduytes haue ben broken and offended, to the great diſhonour and ſclander of the king, and agaynſt his dignitie. And the ſaide manſleers, robers, ſpoylers, and offenders of the ſaid trewes and the kinges ſaufconduites, as is afore declared, haue ben by diuers of the kynges liege people and ſubiectes within the cooſtes of diuers counties receyued, abetted, procured, conceled, hyered, ſuſteyned, & maintened. Our ſaid ſoueraigne lorde the king, by the aduiſe and aſſent aforeſaid, and at the prayer of the ſaid comens, hath ordeyned and declared, that ſuche manſlaughter, roberie, ſpoylyng, brekyng of trewes and ſaufconduites, & voluntarie receyte, abettement, procurement, concelyng,

Treuce. Saufcon duite.

conueyng, hyryng, susteyning, and maintenyng of suche persones, to be done in tyme to come by any of the kynges liege people and subiectes within the realme of England, Irland, and Wales, or vpon the mayn sea, shalbe adiudged & determined for hygh treason done agaynst the kynges crowne and his dignitie. And in euery porte of the sea he made and assigned from henceforth by the kyng, by his letters patentes, one lawful man called a conseruatour of the trewes and the kynges sauf conduytes, whiche shall haue ful ryght and power at the least. And that the saide conseruatour haue power and auctoritie by the saide letters patentes and also by commission of the admyrall of Englande to enquyre of all suche treasons and offences to be done against the trewes and the kinges sauf conduytes vpon the mayne sea, out of the body of the counties, and out of the fraūchises of the .v. portes of the kynge, as the admyralles of the kynges of Englande before this tyme reasonably after the old custome & law vpon the mayn sea vsed, haue done or vsed. And also that the saide conseruatour haue lyke and the same power to punysh al them, which be or shalbe endyted or accused before hym as wel at the kinges suyte as at the parties, of any thing to be done against the trewes & the kinges sauf conduytes vpon the mayn sea, out of the body of the countie and liberties of the realme of England, and out of the sayde fraunchise of the .v. portes, by suche proceste, examinacion, proues, determinacion, iudgement, and execution, as admiralles of the kinges of Englande before this tyme reasonably accordyng to the olde custome and lawe vpon the mayne sea vsed, haue done or vsed. Excepte that the determinacion of the dethe of man in this behalfe, and the execution of the same, shalbe always reserued to the said admiral, or to his general lieutenaunt, out of the saide fraunchises of the .v. portes. And that the saide conseruatour haue full power and auctoritie to enquyre, aswell within the liberties and fraunchises as without, by men enhabytinge within the bodye of the countie and libertie where the said porte is, of all such treasons and offences to be done agaynste the trewes and the kynges sauf conduytes, within the bodye of the countie and lybertie where the sayde porte is, and to make against those persones before him so endited, such proces as here followeth that is to say, by Capias and exigend, which shall aswell go into the counties, of whiche suche men so endited be supposed to be, as into the counties where suche enditementes be taken, which Capias and exigend aforsaid, in both coūties, shalbe returded at one day, & that the fyrst Capias in both coūties haue daye of returne by a moneth at the least. And in case that the Capias & exigēd be awarded in this behalfe, that the names & surnames of such persones so endited, & the towne and the countie & mysterie wherof they be, shalbe specified and declared in the enditemētes & processes of the same. And that the said conseruatour haue full power to here at euery mānes suyte, which wyll complayn before him selfe or his lieutenaunt, of any offence done to the partie against the said trewes and sauf conduytes. And that two men lerned in the law be named and associat in euery commission of our soueraigne lord the king, to be made to such conseruatour, and that

Treason.

Conserua tour.

Admirall.

the said conseruatour, and the said men lerned in the lawe, in the commyssion to hym assocyat and assigned, haue full power & auctorytie to make delyuerance, accordyng to the lawe and vsage of the land, of such men so arrested before the saide conseruatour of thynges to be done within the boundes of the countie of Albertie where the said porte is, agaynst the said trewes and the kynges saufconduytes, and to determyne such sutes commenced for any manner cause, whiche wyll complayne before the saide conseruatour, of any offence to hym done agaynst the said trewes and saufconduytes, and other of to make due redresse and remedie. And that the shyrif do men to the said conseruatour to associat, be allityng & attending to the said conseruatour to make the delyuerances and determynacions in the maner and forme aforesaid, whan they be by the said conseruatour reasonably required. And that the said conseruatour, & the said two men of lawe, be sworne, that they nor none of them shall take fee, gyft, hyre, wages, rewarde, or bitocage, of any other than of the king in any wise in this behalfe, in disturbaunce of due execucion and punyshement of such traitours & offenders aforesaid. And that the said conseruatour shalbe resyaunt in the portes & places where he shal be conseruatour assigned as is aforesaid. And euery conseruatour shal take yerely for the said office .xl.li. of the king at the least, & that they be sworne, that if any persone, of what estate or condicion so euer he be, procure, excite, or abette, to do any thyng contrary to this ordinaunce and othe aforesaide, that euery of them shal make due relation to our souereigne lord the king, or to the chauncelor of Englande for the tyme beyng, as spydely as he well maye, without concelement in any point, upon payne of imprisonement, and to make fyne and raunsome at the kynges pleasure. And that the said conseruatour haue a seale of our souereigne lorde the kynges ordeyned for the saide office. And that the maister of the shyp, barge, or balyngar, or other vessels in the said porte be sworne, and the owner also (if he be present) before the said conseruatour, before that he passe out of the said porte, that he shall not attempt to do any thyng agaynst the said trewes and the kynges saufconduytes. And also that the said conseruatour shal do to be enrolled of record before hym, aswell the names of suche owners and maisters, as & names of their shyp, barge, balyngar, or other vessel, together wt & nombre of the mariners in & same beyng. And if they take any thing of the kinges enemyes, or of any other, they shal do to be brought such thinges take into the porte, and therof make full informacion to the saide conseruatour, before that they therof make discharge or sale. Except that by force of wynde repell, or of enemyes, or some other reasonable cause suche shyp, barge, balyngar or other vessell ought to entre into an other porte for the saluacion of the same vessell, or other cause reasonable. And that thã they shall make full informacion to the said conseruatour, or to the cõseruatour of the port, in which the said vessels arryue or entre, of the said takyng, & of the quantitie of the same takyng, a letter testimonyall vnder the said seale of the aforesaid cõseruatour, by the which the conseruatour of the said porte, where of the vessell or vessels shall go out, may haue notice of the quantite & also of the

Seale.

Maisters of shippes

Letter testimonial.

of the value of the goodes and catals so taken. And if any owner or maister of any shypp or other vessel, go out of any porte of the realme of England, or discharge his shypp or vessell against the fourme of this ordinaunce, that such shypp or vessel, togyther with the thing taken in the same duely made, be forfait to the kyng, and the body of the owner or maister of such shypp or vessel remitted to prison, there to remayne vntyl he hath made fyne & raunsome to the kynge. Prouided allways that no owners of shyppes, goyng out of any porte shal make no fyne nor raunsome nor haue imprisonement of body, if the same owners be not in the same shypp at the tyme of the offence done against this ordinaunce. And the said admirall shal haue the forfaitures in al cases out of the said fraunchise of the .v. portes afore said, as he hath had & hath ben accustomed of ryght to the office of the admirall of England, before the makyng of this ordinaunce. And that al such conseruatours to be made within the said .v. portes, haue the same auctoritie & power by the kynges letters patentes & commissio of the warden of the same portes for the tyme beyng, to enquyre of such offences to be done vpon the mayne see within the fraunchises of the .v. portes out of the body of the counties, & to punysh al them so endited or accused, which shalbe before the said conseruatour of the same offences by like processe, examinacion, proues, determinacion, iudgement, & execucion, as the said admiralles resonably according to the olde custome & lawe vpon the sea vsed, haue done & vsed out of the said fraunchise of the .v. portes, except that the determinacion of the dethe of a man in this behalfe, and that execucion of the same, be within the same fraunchise of the .v. portes reserued to the saide warden, or to his generall lieutenaunt there. And that the same warden haue all the forfaitures there, in al such cases as he hath had & haue ben accustomed of right to the office of the warden of the .v. portes afforsaid before this tyme. And that the said conseruatours & eutry of them, haue power to make full execucion of this ordinaunce in the forme aforesaide. And this ordinaunce shall hold place & force, to do or attempt any thyng against this same ordinaunce, after the proclamation of this ordinaunce and declaracion made.

fyne portes.

warden of the .v. portes.

Item for asmuch as great rumours, congregacions and insurrections, here in the realme of England by diuers of the kynges lyege people, aswel by them whiche were of the secte of heresie comenly called Lollardrie, as by other of their confederacie, erritacyon, and abettement, nowe of late were made, to the intent to annulle, destroye, and subuerte the christen faith, and the law of god and holy churche within this same realme of England, and also to destroye the same our soueraigne lorde, the kyng and all other maner of estates of the same realme of Englande, as well spirituall as temporall, and also al maner of polycye, and finally the lawes of the lande. The same our soueraigne lorde the king, to the honour of god, and in conseruacion and fortificacion of the christen faythe, and also in saluacion of his royall estate, and of the estate of all his realme, wyllyng agaynste the malyce of surhe heretykes and lollardes to prouide a more open remedy and punysshment than hath ben had and vsed in the case heretofore, so that for

Ca. vii. Heresye, Lollardis

feare of the same lawes and punyshement, suche heresyes and lollardyes may the rather cease in tyme to come, by the aduise & assent aforesaid, and at the prayer of the sayd comens, hath ordeyned and stably stated: that iustyces the chaunceler, treasorer, Iustices of the one benche and of the other, Iustices of peace, sheriffes, mayres, and bailiffes of cyties and townes, and all other officers, hauyng gouernaunce of people, whiche nowe be or hereafter for the tyme shalbe, shal make em othe in takyng of their charges and occupacions, to put their hole power and diligens, to put out and do to be put out, stalle, & destroy al maner of heresies & errours, cõmenly called lollardyes, within the places where they exercise their offices and occupacions from tyme to tyme with all their power, & that they assyste the ordinaries & their commissaries, & them fauour & mainteine as often as they or any of them to that shalbe requyred by the same ordinaries or their commissaries so that whan the said officers and ministers, trauayle or ryde to arrest any lollarde, or to make assistence at the instauns and request of the ordinaries or their cõmissaries by vertue of this statute, that the same ordinaries and commissaries shall paye for their costes reasonably. And that the kynges seruices, to the which the same officers be first sworne, be preferred before all other statutes for the lybertie of holy churche & the ministers of the same, and in especiall for the correction and punyshement of the heretykes and lollardes before this tyme made and not repelled beyng in their force. And also that all persons conuicte of heresye, of what estate, cõdicion, or degree that they be, by the sayd ordinaries or other cõmissaries left to the seculer power according to the lawes of holy churche, shall lose & forfait all their landes and tenementes, which they haue in fee simple in the maner as followeth, that is to say that the kyng haue al the landes & tenementes, whiche the saide conuictes haue in fee simple, & holden of hym immediatly as forfait, and that the other lordes, of whom the landes & tenementes of suche conuictes be holden immediatly after that the king is so seased & answered of the pere the day and the wast, haue lyuerey out of the kynges handes of the landes & tenemẽtes aforesaid of the so holden, as it hath ben vsed in the case of Attaindre of felonye, except the landes & tenemẽtes which be holde of the ordinaries or their commissaries, before whom any such persons impeched of heresye be conuict, which lãdes & tenemẽtes entierly shal remayn to the kyng as forfait. And moreouer that al the goodes & catals of these psons so conuicted, be forfait to our soueraigne lord the kyng, so ỹ no person conuicte of heresie, & left to ỹ seculer power after the lawes of holy church, shal forfait his landes before ỹ he be dead. And if any such pson so cõuicte, be enfeffed be it by fyne, by dede, or without dede, in lãdes or tenemẽtes rẽtes or seruices in fee or otherwise, or hath any other possessions or catals by gyft or graunt of any person or persons to an others vse, than to the vse of such conuictes, that the same landes nor tenemẽtes, rẽtes nor seruices, nor such other possessions, nor catals shalbe forfait to our soueraigne lord the kyng in no wise. And moreouer that the iustices of the kinges bench, & iustices of peace, & iustices of assise, haue full power to enquyre of al thẽ whiche

O the.

Iustices of peace.

holde

holde any errours or heresies, as lollardes, & whych be their maintenours, receitours, fauorers, & fosterers, some writers of such bokes, as well of the sermons as of their scoles conuenticles, congregacions, & conuderacies. And that this clause be put in commissions of the iustices of the peas. And if any persons be endyted of any poynte aforesaide, the said iustices shall haue power to award against them a Capias, and the sheriffs shalbe bound to arreste the person or persons so endyted in his shire, as he may them fynde by hym or by his officers. And for asmuche as the complaynts of heresye, errours, and lollardyes belongeth to the iudges of holy church and not to the seculer iudges, suche persones endited shalbe deliuered to the ordinaries of the places or to their commissaries, by indentures by them to be made, within x. dayes after their arrest, or sooner as it may be, there of to be acquyte or conuicte in the lawes of holy church, in case that these persones be not endited of an other thyng, whereof the complaynts belongeth to the seculer iudges and officers, in whiche case, after that they be acquyte or deliuered before the seculer iudges of such thinges to the seculer iudges belonging, they shalbe sent in sauf garde to the said ordinaries or to their commissaries, and to them deliuered by indentures, as before to be acquyte or conuicte of suche lollardyes, errours, or heresies as is aforesaid, after the lawes of holy churche, and that within the terme aforesaide. Prouided alwayes that the said endytementes be not taken for euydence, but for enformacion before the spirituall iudges against suche persones so endited, but that the ordinaries commence their proces against such persones endites in the same maner as though no endytement were, hauynge no regarde to suche endytementes. And if any be endited of heresye, errour, or lollardyze, and taken by the sheriffe or other officer, he shalbe let to mainprise within the saide x. dayes by good suretie, for whom the said sheriffes or other officers will answer, so that the said persone or persones, whiche were so endited, be redy to be deliuered to the said ordinaries or to their commissaries before the ende of the saide. x. dayes, if he may by any meanes for sykenes. And euery ordinarie shal haue sufficient commissaries or cõmissarie dwellyng in euery countie in a place notable, so that if any such persone so endited be taken, that the said commissaries or commissarie may be warned in the notable place where he dwelleth, by the sheriffe or some of his officers, to come to the kynges iayle in the same countie, there to receyue the same persone so endited by indentures as before. And that in the enquest in this case to be taken, the sheriffes and other officers, to whom it belongeth shal doo to be empanelled good and sufficient persones, not suspected nor procured, that is to say, that euery of them which shalbe so empanelled in such enquest, haue within the realme of England. C.s. of landes, tenementes, or of rent by yere vpõ payne to lose to the kinges vse. x. li. & they whych shalbe empanelled in suche enquestes in wales, euery of them shall haue to the value of. xl.s. by yere. And if any such person be arrested, be it by the ordinarie or by the kynges officers or ministers, and escape or breke the prison before that he be acquyte before the ordinarie, the goodes & catals whiche

he had

Sheriffe.

Complaces of heresie.

Mainprise.

he had the day of such arrest, shalbe forfait to the kyng and his landes and tenementes, whiche he had the same day, seased also into the kynges handes the kynge shall haue the profytes therof from the saide daye tyll he be yelden to the prison from whiche he escaped. And that the forsaid Justices haue full power to enquyre of al suche escapes, breakyng of prison, and also of landes and tenementes, goodes and catals of suche persones so endited prouided also, that if any suche person endited do not returne to the saide prison, and byeth not conuycte, it shalbe lawfull to his heyres to entre into the landes and tenementes of their auncestre, without any other pursuyt makyng to that kyng for this cause, and that al they which haue liberties and fraunchises royall in Englande, as in the countie of Chester, the countie and liberties of Durham, and other lyke, and also al the lordes, which haue iurisdiction and fraunchises royal in Wales, where the kinges writes do not ren, haue power to execute and put in due execution these articles in al poindes by them or by their officers, in lyke maner as the Justices & other the kynges offices before declared shuld do.

Ca. viii Item where as it is conteined in the statute made the xiii. yere of the noble kyng Henry, father to our soueraigne lord the kyng that now is amonges other thinges, that if any riote assemble or route of people agaynst the law be made in any parte of the realme, than the Justices of the peace, thre or two of them at the lest, and the sheriffe or vndersheriffe of the countie, where suche riote, assemblee or route shuld be made here after, shulde come with the power of the saide countie, if nede were, to arrest them, and them shuld arreste, and the same Justices sheryffe or vndersheryffe shulde haue power to record that that they found so done in their presence against the lawe and that by recorde of the same Justices sheriffe or vndersheriffe suche trespassours or offendours shulde be conuicte in maner and fourme as is conteined in the statute of forcible entres. And if it happen, that suche trespassours or offendours were departed before the comyng of the Justices sheriffe or vndersheriffe, that the same Justices. iii. or two of them shal diligently enquyre within a moneth after riote, assemblee, or route of people so made, and the same here & determine accordynge to the lawe of the lande. And if the treuthe myght not be founde in maner as afore is sayd, within a moneth than next ensuyng, the saide Justices thre or two of them, and the sheriffe or vndersheriffe shall certifie before the kyng & his counsell all the dede and circumstaunce of the same, which certificat shalbe of lyke force as the presentment of. xii. men, vpon which certificat the said trespassours and offendours shalbe put to answer, and they which be found guilty shuld be punished accordyng to the discretion of the kyng and his counsel. And moreouer that the Justices of peace, dwellyng nerest in euery countie where suche route, assemblee, and riote of people shuld be made hereafter, together with the sheriffe or vndersheriffe of the same counties, and also the Justices of assises for the tyme that they shalbe in their sessions, in case that any suche riote be made in their presence, shal make execution of this statute euery one of them vpon payne of an. C. li. to be payd to the kynge as often

Riots. route. &c. Justices of peace.

Sheriffe.

as often as they shalbe found in default of execution of the said statute, and so forth nucy as many termes, tymes, and assemblies, shalbe ordained in diuers parties of the realme, by the mayntenyng & priuate execution of the same statute, because that the same statute hath not ben put in due execution, as our soueraigne lorde the kyng hath perceyued by diuers and grieuous complaintes to him made in this present parliament. The same our soueraigne lorde the kyng, willyng herein to prouide a better remedie, by the aduyse and assent aforesaid, and at the prayer of the said comens, hath ordeyned & stablished, that if default be found in the said two iustices of the peace, or in eyther of them, and the sheriffe or vndersheriffe of the countie, where such riote, assemble, or route shuld be made, touchyng the execucion that ought to make by vertue of the said statute, and wherof the same statute maketh mencion, that than at the instaunce of the partie greued, the kynges commission shall go out vnder his great seale, to enquyre aswell of the veruth of the fact, and of the originall matter for the partie complaynaunt, as of the default or defautes of the saide Iustices, sheryffe, or vndersheryffe, in this behalfe supposed, to be directed to sufficient and indifferent persones at the nomination and by the aduyse of the chaunceler of the realme of Englande. And that the saide commissioners incontinent shall sende into the chauncerie the enquestes and matters before them in this behalfe taken and found. Also moreouer that the cozoners of the same countie for the tyme being, in whiche countie such riote assemble or route shalbe made, shal make the panell vpon the said commission returnable for the same that the sheriffe so supposed in default stande in his place, whiche cozoners shall returne no persones, but onely such whiche haue landes, tenementes, or rentes, to the value of .x.li. by yere at the leest. And also that the same cozoners shall returne vpon euery of the said persons empanelled at the first day, whan issues be to be lost .x.s. at the leest, and at the seconde day .l.s. at the leest, and at the thyrde day .C.s. at the leest, and at euery day after the double at the leest which issues so returned by cause of non apparaunce of such persones empanelled, shalbe adiuged as forfait to the kynge, and leuyable to his vse. And if default be found in the saide cozoners touchyng the returne of suche persons to be empanelled, or touchyng the returne of suche issues as afore is said, that euery of them shal paye to the kynges vse .xl.li. And if it happen that the said sheriffe so reputed in default, be discharged of his office at the tyme that such commission shall go out of the chauncerie, that tha the newe sheriffe of the same countie, his successour mediate or immediate for the tyme being, and not the cozoners of the same countie, shal make the panel vpon this commission, returnable in maner & fourme as the said cozoners shuld do in tyme whan the sheriffe so reputed in default stode in his office. And that the same newe sheriffe shall incurre lyke payne of .xl.li. against ỹ king, if any default in him be found touching the returne of ỹ other pannelles by hym empanelled, whiche haue not landes, tenementes, or rentes, to the value of .x.li. by yere, or of returnyng suche issues as the sayd cozoners be aboue charged to returne, as the said cozoners be, to lose against the king

Cōmissio.

Cozoners

Some bodies haue, xx.li.

in this

in this behalfe. And that the chaunceler of England for the tyme beyng, as sone as he may haue knowlege of suche riotes assembles or routes, he shal do to be sent the kynges writtes to the Justices of the peace, and to the sheriffe or vndersheriffe of the counties where they be so made, that they shall put the statutes therof made in execucion, vpon the peyne conteyned in the same. And though that such writ come not to the said Justices sheriffe or vndersheriffe, they shall not be excused of the peyne aforesaide, if they make not execucion of the said statute. Prouided alwaye that the Justices and other officers aforesaide shall do their offices aforesaide at the kynges costes, & gyuyng, taryeng, and returnyng in doyng their said offices, by payment therof to be made by the sheriffe of the same countie for the tyme beyng by indentures betwyxte the sheriffe and the said Justices and other officers aforesaid to be made of the payment aforesaid: whereof the said sheriffe vpon his accompt in the escheker, maye haue due allowaunce. And that such rioters attempted of great & heynous riottes, shall haue one hole yeres imprisonemẽt at the leest, without beyng let out of prison by bayle, mainprise or in any other maner duryng the yere aforesaid. And that the riotours attempted of pety riotes, shal haue imprisonemẽt as hath shal longe to the king and to his counsell. And that the fynes of such riotours attempted, shalbe by the said Justices encreased and put in greater summes than they were wont to be put in such cases before this tyme, in ayde and supportacion of the costes of Justices and other officers aforsaid in this behalfe. And that the kynges liege people, beyng sufficient to trauayle in the countie where such routes, assembles, or riotes be, shalbe assistent to the Justices, cõmissioners, sheriffe or vndersheriffe of the same countie when they shalbe reasonably warned to ryde with the said Justices, cõmissioners, and sheriffe, or vndersheriffe, in ayde to resyste such riotes, routes, and assembles, vpon payne of imprisonement, and to make fyne and raunsom to the kyng. And that the baylyffes of fraunchises shall do to be empanelled sufficient people, as before, vpon peyne to lose to the kynge xl.li. in case that suche sufficient persones may be founde within the same fraunchises. And that this ordinaũces and peynes shal hold place & take effecte in cyties, boroughes, and other places, and townes infraunchised, whiche haue Justices of the peace within the cities, boroughes, townes and other places aforsaid. And that this statute shall begynne to hold place incontinent after the proclamacion therof made.

Baylyffes of fraunchises.

Cap. ix

Item for asmuch as great and greuous complayntes haue bene made to our soueraigne lorde the kynge, by the comens in this present parlyament, of dyuers murders, manslaughters, roberies, batteries, assembles of people in great nombre, in maner of insurrection, and of dyuers other rebellions and riotes, and after suche offences the saide felons and offenders, flee, and withdrawe thẽ to diuers woodes and secrete places and vnknowen and els where, to the intent and purpose to auoyd the execucion of the cõmen lawe, and that they shuld not be brought to answere, wherupon our soueraigne lorde the kyng, conſydering the aforsaid complaint, by the aduise

aduise and assent of the lordes spirituall and temporall in the same parliament assembled, hath ordeined and stablissed at the requeste of the saide cõmens, that if any persone in time to come, come into the chauncerie, and make complaynt duely, that any suche felon or offendour as afore is said, flee or withdrawe them to any suche place or els where, to the intent aforesaid, vpon suche a complaynt a byll shalbe sufficiently made for the kyng. And the Chauncelor of England for the time beyng after such a byl to him delyuered, if he may be duely enformed, that such a byl conteyne trouth, shall haue power to make accordyng to his discrecion, a writ of Capias at the kynges suyte, directed to the sheryffe of the countie or counties where the said murders, manslaughters, roberies, bateries, and other offences be supposed by the said byll to be done and perpetrate, returnable in the said chauncerie at a certeyn daye. And if the persones in the laid writte conteyned, be taken by the said sheriffe, or yeld them in the same chauncerie, that than suche persones shalbe put in warde or keppynge, or to mainprys, after the discrecion of the chaũceler. And moreouer be it cõmaunded to enquyre of suche offences, and vpon that shalbe done as the lawe requireth. And if the sheriffe returne at the day of the Capias returnable, that the persones in the same comprysed for any of these causes aforsaid, maye not be by hym taken, and the same persones do not yeld them in the said chauncerie, that than the said chaunceler shall do to be made a writ of proclamacion, directed to the said sheriffe, returnable in the kynges benche at a certeyn date, & he shal make proclamacion in two cõtties, that the persones named in the said writ, shall come at the said day in the benche aforsaid, there to answer to the mater comprysed within the saide byll, vpon payne to be conuicte of the mater comprysed in the said byll. And that in euery such writte of proclamacion shalbe conteyned the substaunce of the mater comprysed within the said byll, and if they come not at the day of suche proclamacion returned, than shall they be holden and adiudged for conuicte and atteinted as afore is said. And if they come at the proclamacion, be it of them enquyred and done in maner as aboue is said. Prouided alwaye, that if the suggestions of such riotes be witnessed to the chaũceler of Englãd by letters sealed vnder the seales of two Justices of peace at the leest, & the sheriffe of ỹ countie, where such riottes shalbe made, before that the writ of Capias be graunted, in whiche writ of Capias the mater, which is comprysed within the same byll, shalbe aswell expressed as in the writ of proclamacion therof to be made. And if suche case happen in the countie palatyne of Lancastre, or els where in any fraunchise, where there is a chaunceler and a seale, that than the chaũceler of England shall do to be written or sent by the kynges writ to the chaunceler of suche countie or fraunchise, all the suggestion in the said byl comprysed, commaundyng hym to make suche execution as in the said article is comprysed, so that alwaye that the kynges writ shal not ren out of the chauncerie of England in suche a countie or fraũchise, otherwise than hath ben vsed in time past. And that this ordinauns shal stand in his force vntyll the ende of the nert parliament.

Byll.

Chaunceliour.

Capias.

Writte of proclamacion.

Sheryffe.

¶ Here

Here begynneth an other statute made at westmynster the same seconde yere.

OVr soueraigne lorde the kyng at his parliament holden at westminster, the monday next after the vtas of sainct Martyn, the seconde yere of his reigne, by the aduyse and assent of the lordes spirituall and temporall, and at the special instaunce and request of the comens of his realme than there assembled, hath ordeined, made, and stablished diuers ordinaunces and statutes in the fourme folowyng.

Cap. i. Justices of peace.

¶ Fyrst that the Justices of the peace frō henceforth to be made within the counties of England, shalbe made of the moste sufficient persones dwellyng in the same counties, by the aduise of the chaunceler & of the kynges counsell, without takyng other persones dwellyng in foreyn counties to occupie such office, excepte the lordes and the Justices of assyses nowe named and tobe named by the kyng and his counsell. And excepte also the kynges chiefe stewardes of the landes and seignouries of the duchie of Lancaster in the North parties and in the South, for the tyme beynge.

Cap. ii. Parysshe. Preestes.

¶ Item where as it is conteyned in the statute, made the. xxvi. yere of kynge Edwarde the thyrde after the conqueste, that no parisshe preeste nor yerely preeste shulde take but. x. markes or. vi. at the most for theer wages by yere, where the parysshe preestes whiche nowe be, wyll not serue but for. x. li. xii. markes or. x. markes by yeresat the leaste, agaynste the fourme of the saide statute, to the great domage of the kynges liege people, as he hath perceyued by the compleynte of the commens of his lande. The kyng wyllyng for the same to prouide remedye in ease of his saide comens, hath ordeined & stablisshed, that no yerely chappeleyne within the realme shall take from henceforthe more for his hole wages by yere, that is to saye, for his boorde, apparell, & other necessaries, but. vii. markes, nor the parysshe preestes, whiche be or shalbe reteyned to serue cures, shall take from henceforth for theyr hole wages by yere, that is to say, for the thynges aforesaid but. viij. markes, oneles it be by lycence of the ordinarie, so that the hole somme passe not. xl. markes.

Cap. iii Enquest. Jurours.

¶ Item the kyng conslderyng the great mischeues & disherysons, whiche dayly happen throughout all the realme aswel in case of dethe of a man as in case of freholde and in other cases, by them whiche passe in enquestes in the said cases, which be comyn iurours and other, whiche haue but lytel to lyue vpon, but by suche enqueste, & which haue no thynge to lose, bycause of theyr fals othes, wherby they offend theyr conscience the more largely, & wyllyng therof to haue correction & amendement, hath ordeined & stablisshed, by the assent of the lordes & comēs aforsaid, that no person shalbe admitted to passe in any enqueste vpon tryall of the deth of a man, nor in any enqueste betwixte partie & partie in plee reall nor in plee personall, wherof the dette and domages declared amounte to. xl. markes, if the same persone haue no landes or tenementes of the yerely valour of. xl. s. aboue all charges of the same, so that it be chalenged by the party, that any such person so

ſon ſo empanelled in the ſame caſes haue not landes or tenementes of the yerely value of .xl.s. aboue the charges as afore is ſaid.

¶ Item for aſmuche as the goldſmythes of Englande of theyr coyn and ordinauns wyl not ſell the thinges of theyr mistery gylt, but at the double price of the weyght of the ſyluer of the ſame, whiche ſemeth to the kynge very outragious and to exceſſife a prite. The kyng for the eaſe of his people, wylling to remedy the ſame, hath ordeined and ſtabliſſhed, that al the goldſmythes of Englande ſhall gylte no ſyluer wars than of the allay of the Englyſhe ſterlynge, and that they take for the poūde of Troy gylte but xlvi.s. viij.d. at the moſt, and of greater weyght and leſſe accordynge to the quantitie: and rate of the ſame ſomme. And that whiche ſhalbe by them gylte from henſforthe, be of a reaſonable price and not exceſſife. And if any goldſmyth do contrarie to this ſtatute, he ſhall forfait to the kynge the valour of the thynge ſo ſolde. Ca.iiii. Goldſ. myth.

¶ Item for aſmuche as ſythens the rebellyon of the walſhmen nowe late reformed, many of the rebels of wales, with other theyr adherentes, with force and armes in the maner of warre, ſometymes by day & ſometymes by nyght, haue comen into the counties of Shalop, Hereford, and Glouceſtre, and in other places bordering vpon the ſame countreys, & in dyuers wodes and other place there hyd & lodged, haue traytorouſly and felonouſly taken many of the kinges faithful liege people, ſome in rydyng about their marchaundiſes and doyng theyr other buſynes, and ſome in their houſes, where they were abyding, doyng their workes & theyr huſbondrie in goddes peace and the kynges, and thoſe the kinges liege people ſo taken, haue brought out of their countrey to diuers parties of wales, & them haue kept and witholden with them in the mountayns of thoſe parties of wales by halfe a yere, ſomtyme more and ſometyme leſſe, tyll they haue raunſomed ſome of the ſaid liege people to an .C.li. and ſome more after theyr rate, in lyke maner as is vſed in tyme of warre, to the great domage & miſchiefe of the people of the ſaid counties and countreys, and to an euyll example, if it be not the rather remedied, as the kyng by the greuous complaint of the comēs hath perceyued. Our ſoueraigne lord the kyng, wyllyng agaynſt al ſuche offenders to ordeyne a due puniſſhement, hath ordeined and ſtabliſſhed, that the Juſtices of peace within the counties of Englande aſſigned for the tyme, ſhall haue power to enquyre, here, and determine al maner of ſuche treaſons & felonyes, aſwel at the kynges ſuyte as at the parties. So that in caſe that ſuch offenders wyl not appere before the ſaid Juſtices, to anſwere as the lawe requyreth in this behalfe, tyl they be according to the cuſtome of the realme outlawed, that the ſame Juſtices ſhall certifie by theyr letters vnder theyr ſeales, the officers of the ſeignyouries, in whiche ſuche outlawes be withdrawen abydyng or reſeāt, of the outlagarie vpō them ſo pronounced. And that the ſame officers vpon that certificacion, take the bodyes of thoſe outlawes, and do execucion vpō them in the ſame ſeignyourie, as the lawe demaundeth without fyne or raunſom in this behalfe to be made. Cap.v. Wales. Juſtices of peace.

¶ Item

Cap. vi

Staple.

Hampton

Berwyke.

Marchauntes.

Tynne.

wolles. Felles. &c.

ITem where as in the parliament holden the first yere of kynge Henry the fourth, father to the kynge that nowe is, by the aduyse of the lordes & comens in the same assembled, it was ordeyned & assented, that the staple of wolles, lether, wolfelles, lead, and tynne, shuld be holly at Caleys. Saiyng always, that all the marchauntes of Jeane, Uenyce, Cateloigne, Aragon, and of other realmes, landes, and countreys, towardes the west, beyng of the kynges amytie, that wold bryng to Hampton or elswhere within the realme, carykes, shippes, galeys, or other vessels charged or discharged, myght freely sel theyr marchaundises to whome pleased them, & there to recharge al theyr saide vessels of wolles, lether, wolfelles, lead, & tynne, and of other marchaundises of the staple, and forthy bryng them into theyr countrey towardes the west, after the fourme of the statute therof made the second yere of kyng Richard the second after the conquest. And saued also to the burgesys and marchauntes of the towne of Berwyke upon Twede, and to the resyauntes & inhabitauntes in the same, that they may bye wolles, lether, and wolfelles, alwel of the growyng of Tyndale and other places within the realme of Scotlande, & other of the growynge of England, that is to say, of all that place betwyxte the waters of Tewde and Coket, as of the growynge of other parties without the realme of Scotland. And the same wolles, felles, & lether, to bryng to the porte of the saide towne of Berwyke, & to cary the to forayn parties, or set the to sale in the said towne of Ber. according to the forme & effecte of an ordinaunce therof made the first yere of the said king Richard, & nowe late, that certeyn marchaūtes, alwel of the Iles of Jernesey & Gernesey, as marchaūtes of the ytles of Bryt, and Guyon, do bye in diuers places of Cornewall hole tynne not molte, & the same cary & lend to be sold into diuers ytles of Fraunce, Normādye, Bryt, Guyō, & els where than to the said staple, & also diuers other marchauntes alwell denysyns as straungers, do bye & send molten tynne, called chotyn tynne, out of the realme to the parties of Flaundres, Holande, Zeeland, & to other parties beyond the sea, than to the said staple, agaynst the fourme of the saide ordinaunce so late made, to the great fraude, losse, and domage to the kynge, as of his cūdomes, and to the hynderaūce of al the repayres to the same staple, as the kynge is therof certified by the mocion of his cōmens now present. The kynge considryng the same ordinaunce to be necessarie and profitable for hym & the said staple, wyll, grauntith, and commaundeth, that the same shal stande in his force, & moreouer the kynge by the assent of his lordes spirituall and temporall, & of his comens here assembled in this parliament wyl & ordeyneth, that no wolles, felles, lether, lead, nor tynne, hole or molte, called chotyn tynne, nor none other marchaūdise of the staple, from hensforth shalbe sent nor caried to any ytles beyond the sea, onles they be first brought to the said staple after the fourme of the said ordinaunce made the said first yere of kyng Henry, upon peyne of forfaiture of al the marchaūdises in such maner sent or caried out of the realme, onles it be by the kynges licence, & except those parsons, places, & thinges, which be excepted in the said ordinaunce made in the said first yere of

the said

thesaied king Henry, for the time that the persones of the places so excepted bee of the kinges amitie, and that in the fourme conteined in thesame ordinaunce. And moreouer that euery man (except those before excepted) which shall sende or carry any suche marchaundise of the Staple, out of the realme of Englande in tyme to come, shall finde good and sufficiente suretie to the kyng, before his Customers of the place, where thesame Marchaundises shalbe taken and customed, within thesame realme, before that he departe with thesame marchaundises, that he shall first bryng or sende them to thesaied Staple, in the fourme aforesaied, onelesse he haue the kinges licence, as afore is saied.

Here beginneth the statute made at Westminster, the third yere of king Henry the fifth.

AT the Parliament holden at Westminster, the Monedaie nexte after the feast of all Sainctes, the third yere of the reigne of kyng Henry the fifth, a Statute was made by the king our soueraigne Lorde, of the assente of all the lordes spirituall and temporal, and at the requeste of all the commons of England there assembled, for the comon profite and weale of all the realme, that is to saie, that Galihalfpens, & the money called Sustine and Dotkine, and all maner of Scottishe money of siluer, shalbee put out, and not to be currante hereafter, for any paimente in the realme of England. Joined to the same, that proclamacion be made through all the cocities of Englande, within the fraunchises and without, and elswhere, that all that haue Galihalfpens, Sus kins, or Dotkins, shall bryng them to the kynges eschaunges, betwixte this and the feast of Easter nexte ensuyng, there to bee broken, and that that is founde good siluer, there to bee striken and coigned in Englishe halfpens. And all thei, whiche after thesaied feast of Easter, doe make coigne, buye, or bryng into the realme of Englande, any Galihalfpens, Sus kins, or Dotkins, to sell them, or to put them in paimente in the same realme, and therof be attainted, thei shalbe iudged as felons, of our soueraigne lorde the kyng, and shall forfaicte all their landes, and tenementes, gooddes and catals. And that the Lordes, of whom suche landes and tenementes be holden, shall haue and enioie the forfaictures, as in other cases of felonie. And if any of the kinges liege people, or other persone, put Galihalfpens, Sus kins, or Dotkins in paiment, or theim receiue in paiment within the realme of Englande, and therof be duely attainted, thei shall forfaicte at euery time, that thei make suche paimentes, or receipt an hundred shillinges, wherof our soueraigne lorde the king shall haue the one halfe, and he that will sue for the kyng, thereof to attainte theim, shall haue the other halfe, and that aswell the Justices of peace, within all the Counties of Englande, as Maiors and Bailiffes, within Cities and Boroughes, and Stewardes of lordes, in their viewe of frankpleige, shal haue power to enquire by good enquestes to be taken before them, of all the maters aforesaied. And that thesaied Maiors and Bailiffes, after thesaid en-

Galihalfs. Sus kin and Dotkine. Money.

Justices of peace. Maiors. Bailiffes. Stewardes.

queſtes before them taken, ſhall ſende the ſame inquiſitions, before the Juſtices of peace of the counties, in whiche the ſaied cities and boroughes be. And that the ſaied Juſtices of peace of the Counties haue power, aſwell of the ſaied inquiſicions ſo taken before ſuche Maiors and Bailliffes, and ſent before the ſaied Juſtices (as afore is ſaied) as vpon other inquiſicions before the ſame Juſtices of peace in their ſeſſions to be taken, touchyng the ſaid maters, to make proceſſe, and to awarde the Capias and exigent, and to heare and determine all the maters accordyng to their diſcretion, as in other caſes of Felonies and treſpaſes hath been vſed before this tyme.

There foloweth an other ſtatute made at Weſtminſter the ſame third yere.

OVr ſoueraigne Lorde the kyng, at his Parliamente holden at Weſtminſter, the Monedaie the .vi. daie of Marche, the third yere of his reigne, by the aduiſe and aſſent of his lordes ſpirituall and temporall, and at the requeſt of the commons aſſembled in the ſame Parliamente, hath ordeined and eſtabliſhed, diuers ordinaunces and ſtatutes, in the fourme as foloweth.

Cap.i. ¶ Firſte, that holy Churche haue all her liberties and fraunchiſes, and that the lordes ſpirituall and temporall, and other the kinges liege people hauyng liberties and Fraunchiſes, and all the Cities and Boroughes of the realme, haue and enioie all their liberties and fraunchiſes, whiche they haue had of the grauntes of the kynges progenitours, and of the confirmation of the ſame our ſoueraigne lorde the kyng, or his owne graunte: Except alwaies thoſe fraunchiſes and liberties, whiche be repealed in this preſent parliament, & thoſe that bee repealed by the comon lawe.

Cap.ii. ¶ Item foraſmuche as there be diuers Abbottes, Priours, and other religious perſones, whereof ſome be of the kynges foundacion, and ſome of the foundacion of other Lordes of the realme of Englande, dwellyng aſwell within the Countie of Lancaſter, as in the Countie of Yorke, whereof ſome haue poſſeſſions within the Wapentakes of Skaineclife Wapentake, and Frendles Wapentake in Crauen, in the countie of Yorke, and ſome not, againſt whom diuers perſones daily by abbettemente and procuremente of the Bailliffes, approuers of the Courtes of the ſaied Wapentakes, and the Stewardes that hold plees in the ſaid courtes, and of fermours of the profites and reuenues of the ſaied courtes, fain and procure by their in and other of their rout and aſſent, diuers plaintes, plees of debt and treſpas, and other plees againſt them in the courtes of the ſaied Wapentakes, and there where all the ſame Abbottes and Priours come to the ſaied courtes, for the defence of ſuche wrongfull plaintes and plees, and praien and proffre to the Stewardes and Bailliffes of the ſaied Courtes, to make their Attournes in ſuche plees: the ſaied Stewardes and Bailliffes the ſame refuſe, and will not receiue ſuche attournes, of ſuche Abbottes and Priours, in any plee of debt or treſpas nor in any other plee, and that moreouer the ſame Stewardes and Bailliffes of their owne auctorite, doe amerce the ſaied Abbottes

and

and Priours, for euery pleinte at the firste tyme. xii. d. and at euery other tyme, for euery of the saied pleintes. x. d. and xx. d. and more, at their owne will, to the greate damage and grenaunce of the saied Abbottes and Priours, and against reason and the common lawe of the lande: the king hath ordeined remedy of the saied grenaunces, that all suche Abbottes and Priours, and their successours, and euery of them, so vexed and to bee vexed in the saied courtes, maie make their generall attourneis or attourney, that is to saie, euery of theim vnder their common seale of his house, to gaine and lose in euery mauer of plee, of debte and trespas, and in any other plee moued, or to be moued in the saied courtes, and in all other courtes within the saied wapentakes. And that the Stewardes and Bailliffes, in their saied courtes, receiue the saied attourneis so made and named, without any contradiction. And if the same Stewardes or Bailliffes, refuse to receiue any suche Attourneis or Attourney, so made and named, to bee made, or to bee named, that then the Stewardes and Bailliffes, at euery tyme of suche refusall of suche Attourneis, shall forfeit and incurre the paine of. x. li. to our soueraigne Lorde the King. And that the saied Abbottes and Priours, or their successours in the saied courtes, nor none of theim, be in any wise amerced for any nonsuite or defaute, otherwise then secular persones. And that this ordinaunce stande in his force, for all the yere nexte folowyng, and till the parliamente in the same yere nexte folowyng.

Some bookes bee. x. s. and. xx. s.

Attourney.

Item where as diuers Britons bee nowe late comen within the realme, some of theim abidyng aboute the Quenes persone in her house, and some nigh the saied house, and els wher within the saied realme, for to heare, know, and perceiue the secretes of the realme, and the same to discouer to Britons whiche be the greatest enemies of the kyng and of his realme, and for to carry awaie the money and iewels out of the saied realme, in greate prejudice and damage to the kyng and to all his realme, as our soueraigne lorde the kyng, by the grieuous complainte of his commons is instructed: The same our soueraigne lorde the kyng, will, and hath ordeined, that all suche Britons dwellyng in the Quenes house, and other abidyng nigh to the same house, and els where, not made denizins, shalbee voided out of the realme. And that proclamacion be made, that the saied Britons doe voided out of the realme, betwixte this and the feaste of saincte Jhon the Baptist nexte comyng, and that vpon peine of life and of membre.

Cap. iii. Britons.

Item where as in the time of kyng Henry the fowerth, father to our soueraigne lorde the kyng that now is, the. vii. yere of his reigne, to eschewe many discordes and debates, and diuers other mischeues, whiche were likely to rise and happen, because of many prouisions then made, or to bee made by the Pope, and also of licence therupon graunted, by the saied late kyng, emonges other thinges it was ordeined and stablished, that no suche licence or pardons so graunted before the same ordinaunce, nor afterward to be graunted, should be auailable to any benefice, full of any incumbente at the date of the date of suche licence or pardone graunted: Neuertheles diuers persons, hauing prouisions of the Pope, of diuers benefices in Englande,

Cap. iiii. Prouisions.

glande and els where, and licentes rotall, to execute the saied prouisions, haue by colour of the same prouisions, licences and acceptacions, of the said benefices, subtilly excluded diuers persones of their benefices, in whiche Incumbent. thei haue been Incumbentes by a long season, of the collacion of the verie patrons spirituall, to the duely made to their intente, to the finally destruccion, and enervacion of the estates of the same Incumbentes: The kyng willyng to void suche mischiefes, hath ordeined and stablished, that all the Incumbentes of euery benefice of holy Churche, of the patronage collacions, or presentacion of spirituall patrons, maie peacibly and quietly enioie their said benefices, without beyng inquieted, molested, or any wise greued by any colour of suche prouisions, licences, and acceptacions. And that all the licences & pardones, vpon, and by suche prouisions made in any maner, shalbe voied & of no valour. And if any fele himself greued, molested or inquieted, in any wise from hensfurthe by any, by colour of suche prouisions, licences, pardons, or acceptacions, that the same molestours, grenours & inquietours, and euery of them, haue and incurre the paine and punishementes, conteined in the Statutes of Prouisours, before this tyme made, and that by procesle of premunire facias fourmed vpon the case. And that the partie, whiche shall sue by the same writte, shall recouer his treble damages, if the defendauntes named in the same writte, or any of theim, bee conuicte in this partie.

Cap. vi. ¶ Item where as by the statute made in the Parliamente holden at Westminster, the xiii. yere of kyng Richard the seconde, it was ordeined and stablished, that in Assises, Juries, and all other enquestes, whiche from hensfurthe, should bee taken betwixte partie and partie, before the Maior and Bailliffes, of the citie of Lincolne, whiche for tyme should bee, if any of the parties then did complain him of false othes, made by suche Assises, Iuries, or enquestes, that the attaint should be graunted to him, and the record should be sent by writte into the kinges benche, or into the common benche. And that the Sheriffe should arrate the panell of the Iurie of suche attaint of foreins, without sendyng to the fraunchise of the said citie. And the Iustices should take the same iurie of the same foreines, notwithstandyng any fraunchise graunted to the said citie, or any other vsage to the contrary. Neuertheles, for asmuche as sir Henry late kyng of Englande, father to our soueraigne lorde the kyng that now is, the xii. daie of Nouembre, the xiii. yere of his reigne, by his letters patentes emonges others, graunted to the Maior and commonaltie of the saied citie, that the name of Bailliffes of the same citie, should be translate into the name of Shrieffes, and that the same citie, Iuburbes, and precincte of the same, excepte the castle of Lincolne, and the walles and ditches of the same, should for euer bee called the Countie of the citie of Lincolne: diuers people bee and haue been in ambiguitie, whether a man that will complain of a false othe, made in the counter of the said citie, after by force of the said statute, should haue a writte of attaint, directed to the Sheriffe of the Countie of Lincolne, to bee arrated by people of the same countie, or not, and also of other articles and pointes of the said statute:

Attaint.

Lincolne.

Othe.

tute: The kyng willyng to put out all maner ambiguities and doubtes in this partie, hath ordeined, graunted, and stablished, that in Assises, Juries and all other enquestes, whiche bee and shalbe taken, betwirte partie and partie, before the Maior and Bailiffes, and before the Sheriffe of the cõtie, of the citie of Lincolne, whiche for the tyme, is and shalbe, or any of the, if any of the said parties doe complain, of a false othe made by suche Assises Juries, and enquestes, a writte of atteint shalbe graunted to hym, directed to the Sheriffe of the said countie of Lincolne, for the same time beyng, and the same recorde shalbe sent by a writte into the kynges Benche, or into the common Benche. And that the Sheriffe of the countie of Lincolne, whiche for the tyme shalbe, shall arraie the panell of the Jurie of suche attainte, of people of the Counutie of Lincolne. And that the Justices of the king, and of his heires, shall take the same Jurie of people, of the countie of Lincolne after the intente and effecte of the said Statute, notwithstandyng the saied letters patentes, or any thyng therein conteined, or any possession or other thyng, by force of the same letters, had or made, or any Fraunchise graunted, or to be graunted, to the citezeins of the said citie, or to their successours or other vsage to the contrary, in that that the saied Citie of Lincolne is so made incorporate.

¶ Item bicause that before this tyme, greate doubte and ambiguitie hath been, whether that clipping, washing and filing of the money of the lande, ought to be iudged treason or not, for asmuche as mencion therof is made, in the declaracion of the articles of treason, made in the parliament holde the .xxv. yere of kyng Edward the thirde: The same our soueraigne Lorde the kyng, willyng to auoied suche ambiguitie or doubt, and to put the same in a certaintie, hath declared in this present parliament, that suche clipping washing and filing, shalbe iudged for Treason, and thei that so doe clippe, washe, and file the money of the lande, shalbe iudged traitours to the kyng and to the realme, and shall incurre the pein of treason. Cap. vi. Treason. Clippyng. Washyng. Filyng of money.

¶ Item where as counterfeicting, clipping, washing, and other falsitie of money of the lande, is muche more vsed, and daily dooeth more habounde, then it was wonte, bicause that the punishement of the same, perteineth not to any Judges of the realme, but to the kynges Justices, before hymselfe, or by speciall Commissions thereto assigned, and very likely destruccion of the money maie ensue, onlesse hastie execucion and remedie be prouided, as the kyng by the greuous complainte of his commons hath perceiued: The same our soueraigne lorde the king, willyng to remedy the same, hath ordeined and stablished, that the kynges Justices, assigned to take Assises in all the counties of Englande, shal haue power by the kynges commissions, to heare and determine in their Sessions, aswell of the counterfeictyng, and of the bringing of such false money into the realme, as of clipping, washing and euery other falsitie of the saied money. And that the Justices of peace through the realme, shall haue power by the kinges cõmissions, to enquire of all suche maters, & therupon to make proces, by Capias onely against those, whiche before them shalbe therof endited. Cap. vii. Clippyng. &c Money. Justices of Assises. Justices of peace.

Cap. viii. Probate of testamentes.

¶Item where as the commons of the realme, haue often tymes in diuers parliamentes complained of, that diuers Ordinaries doe take for the probate of a Testamente, and other thynges perteinyng to the offices in this behalfe, sometyme. xl. s. or. lx. s. and sometyme more, against right and law and otherwise then was wonte to bee paied for theim, in the tyme of kyng Edwarde the thirde, that is to saie. ii. s. vi. d. or. v. s. at the moste, whereby the Testamente of the Testatoure maie not bee executed, accordyng to the laste wille of thesame Testatour, to the greate domage and hinderaunce of the common wealthe: The kyng willyng for the wealthe and ease of his people, to voied suche oppression, and to prouide remedy in the case, hath ordeined, that none Ordinarie shall take from hensfurthe, for the probate of any Testamente with the Inuentorie, and for the other thynges appertei-nyng to thesame, no more then was accustomed and vsed, in the tyme of the saied kyng Edwarde the thirde, vpon paine to yelde to him that feleth him greued, the treble so receiued, if he wille sue by course of the lawe, so that all maner of executours shall yelde their accoumptes to the Ordinaries wholy, of the Testatours gooddes. And that this ordinaunce stand in his force till the ende of the yere nexte commyng, and moreouer till the Parliament thesame yere nexte ensuyng.

¶Here beginneth the Statute made at Westminster, the. iiii. yere of king Henry the. v.

AT the Parliament holden at westminster, the. xix. day of October, the fowerth yere of the reigne of kyng Henry the. v. after the Conqueste: Thesame our souereigne Lorde the kyng, of the assente of the Prelates, Dukes, Erles, Barons, and at the especiall instaunce and requeste of the Commons, assembled in thesame Parliamente, hath doen to be ordeined and stablished, certaine statutes and ordinaunces, in the fourme as foloweth.

Cap. i. Chartre.

¶Firste, that the greate Chartre, and the Chartre of the Forest, and all other statutes and ordinaunces made in his tyme, and in the tyme of his noble progenitours kynges of Englande, and not repealed, shalbee fermely holden and kept in all poinctes.

Cap. ii. Shyrefes.

¶Item that all the Shiriefes of Englande, shall haue allowaunce vpon their accoũptes, by their othes of thynges casuall, as of estretes that soune not, nor ren not in ferme, nor in demaunde. But all suche thinges that soune or renne in yerely fermes or yerely demaũdes, thei shalbee charged against the king, as the Sheriffes haue been charged in this case in tymes past.

Cap. iii. Paten makers.

¶Item that the patenmakers in the realme of Englande, from hensfurth shall make no Patens nor Clogges of Timber called Aspe, vpon paine to paie to the kyng an hundred shillynges, at euery tyme that thesaied patenmakers, make any patens or clogges of thesaied Timber. And that euery

man

man that will sue for the kyng, shall haue the one halfe of the peine so forfaicte, so that Fletchers throughe the realme, shall sell their Arrowes at a more easie and reasonable price from hens furthe, then thei were wont.

¶ Item where as in a statute made at Canterbrigge, in the tyme of kyng Richard the second, the xii. yere of his reigne, certain wages was ordeined by the yere, for Baillifes and other seruauntes of Husbandrie, and also for other seruauntes and labourers, aswell within the cities & Borroughes, as els where throughe the realme: and that if any gifte, or take by couenaunte by the yere, more then is specified in the saied statute, that at the firste tyme, that thei be therof attainted, aswell the giuers as the takers, shall paie the excesse so giuen, and at the seconde the double of the excesse so giuen: and for asmuche as the giuers, when thei haue been sworne before the Justices of Peace, will in no wise present suche excesses, to eschewe their owne punishmentes, to the greate losse of the kyng, as of his fines and amerciamentes, for the concelyng, and greuous damage to the lordes, and other people of the realme, bicause of the non due punishement, of the defautes of seruauntes and labourers aforesaid, as the kyng hath perceiued by the complainte of his commons: The same our soueraigne lorde the hath ordeined, that the giuer shalbe out in this partie, and that the paine conteined in the saied statute, shall renne onely vpon the taker. And that this ordinaunce hold place and force, till the feast of saincte Michell nexte commyng, and then till the ende of twoo yeres then nexte ensuyng. Cap. iiii. Seruauntes wages.

¶ Item where as in a statue made in the time of king Henry the fourthe, the fyfth yere of his reigne, it was ordeined & stablyshed, that all the marchauntes aliens, of what estate or condicion they be, comming, abydinge, or resiaunt within the realme of England, shulde be entreated and demeaned within the same realme, in the same fourme, maner, and condicion, as the marchauntes denizens be or shalbe entreated or demeaned in the partyes beyonde the sea, and in none other maner, vpon peine to forfayt to the kynge all the goodes and catals of the sayde marchauntes alyens. And also it was ordeined and stablished, in the time of the sayde late king Henry amonges other thinges by statute, that in euery citie, towne, and porte of the sea of Englande, where the sayd marchauntes aliens or straungers be or shalbe repayringe, sufficient hostes shalbe assigned to the same marchauntes by the Mayre, sheryffe, or bayliffes of the sayde cities townes & porte of the sea. And that the marchauntes alyens and straungers shall not be abidinge in other places, but with the sayde hostes so to be assigned. And that the same hostes so to be assigned, shal take for theyr labour in the same maner as was accustomed of olde time. And for asmoche as oure soueraigne lor the king hath perceiued, that the same statutes haue not ben put in due execucion: he wyll and graunteth, that the same statutes shalbe fermely holden & kept in all pointes, & put in due executiō fromhensforth, accordyng to the continue of the same. Cap. v. Marchantes alyens. Hostes.

¶ Item where as it was ordeined in the time of the kynges noble progenitours, by a statute made of the lande of Irlande that none of the Irysshe nation Cap. vi. Irlande.

nation shulde be holden by election to an Archebishop, Bysshop, Abbot, or Priour, nor in none other maner vertued nor accepted to any dignitie or benefice within the same lande, and now late many suche Irysshe people, by force of certayne letters of license to them made by the kynges lieute-
nauntes there, to accepte and vertue suche dignities and benefices, be pro-
moted and auaunced to Archebysshops & Bysshops within the sayd land, whiche also make theyr collacions to Irysshe clerkes of the dignities and benefices there ayaynst the fourme & effecte of the sayd statute: And where as they be sayde peries of the parliament in the same lande, they bryng with them to the parliamentes and counselles holden there, Irysshe ser-
uauntes, whereby the priuities of the englisshmen within the same lande haue ben and be dayly discouered to the Irysshe people, rebels to the kyng. To the great perill and mischefe of the kynges lawfull liege people in the same land: Our souereigne Lorde the kyng that now is, desiring for the same to prouide remedie for the suertie of his faythfull subiectes, by the assent of the lordes aforesayd, and at the requeste of the sayd comens, wyll & graunteth, that the sayde statute shall stande in his hole force, and wel and duly be kept and fully executed vpon his greuous indignacion. And more ouer be hath ordeined and stablysshed, by the assent & requeste aforesaid, that yf any such Archebysshops, Bysshops, Abbottes, or Priours, of the Irysh
parte, rebels to the kyng, haue in times past made, or hereafter shal make any collacions or presentementes to benefices of holy churche in the sayde land of Irland, against the fourme of the same statute, or bryng with them any Irysh rebels amonges the englisshmen to the parliamentes, counsels, or other assemblies within the same lande, to knowe the priuities and fa-
tes of the sayd englisshmen, and the same to discouer to the sayd rebels, that than mayntenaunt from time to time all theyr temporalties shalbe seased into the kynges handes, there to remayne till they haue made fines to the kyng in this partie. And also that all the lieutenauntes of the kynge and of his heyres in the said land of Irland be vtterly defended & restreined from hensforth to haue any maner power to gyue or to graunt any suche bene-
fices or pardons in the case to Irysh persons not englysh. And that all such licenceh not executed, made and graunted by the kynges lieutenauntes in the same lande before this time, and also to be graũted by them hereafter, shalbe voyde and of no force nor valoure.

Cap. vii. Item where as our souereigne lord the kyng hath herd and conceined at the greuous complaint of his comens of his realme, in this parliament, of that that because of a statute made at his parliament holden at Leyce-
stre the last daye of Apryll, the seconde yere of his reigne, in whiche statute is contayned, that the brekyng of trewes and of saufconduites, & wyllynge receyt, abettement, procurement, counsell, hieryng, sustenyng, and mayn-
tenyng of brekers of trewes and of the kinges saufconduites, to be made for his liege people from hensfurthe, within the realme of Englande and Irelande and the countrey of Walles, vpon the main sea, shalbe iudged and determined for high treason, doyen against the crowne, and the kynges di-
gnitie,

Irysshe nation.

Promotion.

Collation.

Lieutenant in Irlande.

Trewes.

Saufe conduites.

gultie, bicause of whiche statute, the kynges subiectes bee so muche greued against the trewes, that thei dare not prouide remedy by waie of Iefe, for Treason. allmaner as the kinges enemies, aswell of the parties beyond the sea, as of the realme of Scotland, haue therof take greate courage, to greue the kinges faithefull liege people, in slaying some of them, and in takyng some of them prisoners, and also taking their goodes and catailes, against the tenour of the trewes, aswell vpō the main sea, as vpon the marches of Scotland: wherfore the said comons haue humbly beseched our said soueraigne Lorde the king, to ordein remedy. The kyng willing aswell in this case, as in other, to prouide for the indempnitie of his liege and faithfull subiectes, hath declared in this present Parliament, that of all attemptes made by his enemies, vppon any of his faithfull liege people, against the tenoure of any trewes, taken before this tyme, wherein is no expresse mencion made, that all marques and reprisels shal cease, the same our soueraigne lord the king will graunte marque to all them that feleth themself, in this case greued in due fourme. And our said soueraigne lorde the king, shall make repatralle to all his liege people that fele them greued, against the tenour of any trewes, whiche betwixt hym and any of his enemies, shalbe prouly taken hereafter. And to the greater coumforte of his said faithfull liege people, to the intente that thei make the more redily, and without long delaie, due remedy in this case. The same our soueraigne Lorde the king, will, that if he or thei that fele theim greued, against the tenoure and fourme of suche trewes, within the realme of Englande, or of the said marches of Scotland, or vpon the sea, or in the parties beyond the sea, shall coplain to the keper of the priue seale, whiche for the time shalbe, who after suche coplaint heard and perceined, therof shal make to the parties coplainant (if the same require) letters of request, vnder the priue seale, in a due fourme, and if after suche request made to the parties required, he not make within a conuenient time due restitution and satisfaction to the partie greued, then the Chaunceloure of England, for the time beyng, shall do to be made to suche partie greued, (if he that demaūde) letters of marque vnder the great seale, in a due fourme. Letters of Marque. And as for remedy to be ordeined, for the kinges liege people and subiectes that fele theim greued in the realme of Scotlande, or in Englande, at the Marches ioining to Scotlande, against the fourme of suche trewes, as afore is said, our soueraigne lorde the king, shall giue power by commission to the wardens, aswel of the Eastmarches, as of the westmarches, towardes Scotlande, and to euery of them, to heare the complaintes of all theim his liege people and subiectes, whiche be or shalbe greued, and to doe therevpō to be made request by letters, to be deliuered to hym, whiche hath doen or shall dooe suche greuaunce, or to the Wardeins of the Marches, or conseruatour of the trewes, of the partie of Scotlande, if he make the same well doe, or otherwise to make proclamacion in open places, vpon the marches, that he or thei, whiche haue doen suche greuaūces against the trewes, shal make due restitucion or satisfaction to the partie greued. And if thei doo not within a conuenient tyme, that at the instaunce of euery of the kynges Wardens of the Marches.

liege people and subiectes, whiche therof feleth or shall fele hymself greued in tharte caas, letters of Marque be giuen in due fourme, vnder the Seales of the said Wardens, or vnder his Seale, to whom the complainte shalbe made in this caas, without any difficultie.

Cap. viii

Pardone.

¶ Item, our said souereigne Lorde the king, of his especiall grace, by the assente of all the Lordes Spirituall and Temporall, and at the request of the Commons beyng in this Parliamente, hath released and pardoned to all his liege people, and to euery of theim, all maner fines, issues, and amerciamentes, and all other forfeitures, peines, pecuniar debtes and demaundes, to the somme of cxvi.l.s. viii.s. & vnder, till the ninetene daie of October, whiche shalbe the firste daie of this presente Parliamente, fallen determined, or to bee determined. Also he hath pardoned all maner fines, and amerciamentes, &c. and for all maner trespases, offences, misprisions, contemptes, conspiracies, confederacies, negligences, ignoraunces, conceilementes, and deceiptes, doone, or perpetrate, before the said ninetene daie, for the whiche any fine or amerciamente is, or shalbe assessed, in the tyme to come, to the said summe and vnder. And also catalles of fugitiues and Felons, waifes and straies, and the catalles of those that bee outlawed, and catalles of Felons of theimself, whiche to the kyng perteineth, or whiche for any of the said caulles in any maner maie perteine, before the said xix. daie, to the summe aforesaid and vnderneath forfaiete, and of outlagaries if any of the kynges liege people, or any of theim, by suche enchesun be pronounced. Prouided alwaies, that none enioie the benefite of this pardone, whiche is, or shalbee charged or chargeable ouer the said summe, for the caulles aforesaid, or any of theim. And moreouer our said souereigne lorde the kyng, of his especiall grace, hath released and pardoned to his said subiectes, the fame of his peace, whiche to hym against them perteineth, because of any Treason doen or perpetrate by theim, or any of theim, before the said ninetene daie of October, for breakyng of the kinges trewes and saufconduites. And also the outlagaries, if any against theim, or any of theim, be pronounced by suche enchesons. And also the kyng will, that euery of the said liege people, aswell of the Countie palatine of Lancastre, as els where, without the realme of Englande, shall enioie this pardone, without lyeng charire or bille in this behalfe.

¶ An ordinaunce made the .v. yere of kyng Henry the fifth.

Attourney.

HEry kyng, &c. To the Sheriffe of yorke Shire, gretyng. Knowe thou that in our Parliamente late holden at Westminster, it was ordeined and graunted, that all our liege people, aswell Religious as Seculare, and euery of theim, might till the nexte Parliamente, make their Attourneis, where Attourneis doo lye in their proper persones, in any plee of debte, trespalle, or other contracte moued, or to bee moued in any Wapentakes, Hundredes, and courte Barons through the realme,

time, before the stewardes there or their deputies, to winne or to lose in the same pleas. And if any suche stewardes refuse to admitte suche atturneys, than they and euery of them at euery time of suche refusall, shall forfayt to vs, xl.s. And therfore we commaund the, that thou do the sayd ordinaunce in all places of thy countie, where shalbe moste expedient and necessarye, openly to be proclamed and obserued, accordinge to the fourme and effecte of the same, wytnes John duke of Bedford protectour of Englande, at westmynster the. xvi. day of January, the fyfth yere of our reigne.

There foloweth the statute made at Westminster the. vij. yere of kyng Henry the fifth

HEnry kyng of Englande. &c. To his Chauncelour in the Countie Palatine of Lancastre, gretyng. knowe ye that for asmuche as diuers menne of malice and enemitie, and for gaine and vengeaunce, haue often caused to bee indicted and appealed, diuers of our true liege people, of treasons or felonies in the Countie of Lancastre, pretendyng by those appeales and endictementes, that thesaied treasons or felonies were committed in a certaine place, where of trouthe no suche place is had in thesaid Countie, where thesaied appeale and endictemente is made, to the greate domage and perill of suche our liege people: consideryng that some so appealed and endicted, dare not appeare before the Justices, in their propre persones, to aunswere thereof, for feare of beatyng, maihemyng, or sleyng, of theim, by the conspiratours or procutours of thesame appeales and endictementes, as by the commons of the realme of Englande, in our laste Parliamente holden at Westminster, by their peticion there exhibite, greuously complainyng, was shewed: It is ordeined in thesame Parliamente by the assente of the Prelates and greate menne of thesame realme, there beeyng, at the requeste of thesaied commons, for the common profite and quietnesse of the people of thesame realme, that euery Justice, whiche hath power to heare and determine suche Treasons and Felonies, within thesaied Countie, by the othe of twelue menne, of whom euery shall haue freeholde in thesame Countie, to the yerely valour of an hundred shillinges aboue al charges, before that the exigend be awarded, without allegation of the partie, aswell in the parties absence, as his presence, shall enquire of office, whether any suche place be in the countie, where suche appeales or endictementes be made or not. And if it be founde, that there is no suche place within thesame Countie, then suche appeales and endictementes, and the proceesse therof made, or to bee made, shalbe voied and holden for none. And that in suche case the endictours aforesaid, be punished by imprisonmente, fine and raunsome, by the discrecion of thesaid Justices. And that this present ordinaunce and remedy, extende aswell to appeales and endictmentes to be taken herafter. And if any exigend from hensfurthe be awarded, before that suche inquisicion of office (as afore is saied) be taken, that that thesame

Countie of Lancastre.

Appeales.

Indictmentes.

exigend

eringend and the awardyng therof, be likewise voied and holden for none. Prouided that this presente ordinaunce haue strengthe, and extende onely vntill the nexte parliament. And also knowe ye that in thesaid parliament, of the assente and requeste aforesaied, it was ordeined and stablished, that in writtes to be purchased, against those that forge or make vntrue Chartres or minimentes, and them proclaune, or cause to be rede, like proceste shalbe made by Capias and exigend, as in writtes of trespasse. And therefore we cõmaunde you, fermely enioinyng, that ye immediatly after the sight thereof, doe this Statute and ordinaunce openly to be proclaimed, in the places within thesame countie, where shalbe moste expedient and necessary, aswel within the libertie as without, and that also ye do all and singuler our Justices, hauyng power to heare and determine felonies and treasons, within thesaied countie, fully to be instructed, and without delaie to be certified of thesaied ordinaunce and statute by our letters, conteining the tenour of the same. witnes. &c. the. xvi. daie of December, the. viii. yere of our reigne. And by peticion in the Parliamente holden at westminster, the seconde daie of December, the. viii. yere of thesame king, a like writte was made. Sauing that the Teste of the last writte was, witnesse Humfrey duke of Gloucestre protector of Englãd at Westminster ỳ. x. daie of January, the. viii. yere. &c

Forgyng of vntrue chartres.

Here ensueth the statute made at Westminster the. viii. yere of kyng Henry the fifth

AT the parliament holden at Westminster, the seconde daie of December, the. viii. yere of the reigne of kyng Henry the. v. Thesame our soueraigne lorde the king, of the assent of the lordes spirituall and temporall, and at the speciall instaunce and request of the Commons, assembled in thesame parliamente, hath doen to be ordeined and stablished, certain statutes and ordinaunces, in the fourme folowyng.

Cap. i. IT first, forasmuche as by the grace of God, a finall peace was late taken, betwirte the king our soueraigne lorde, and the king of Fraunce his father in suche fourme, that our saied soueraigne Lorde the kyng, shalbee named heire and Regente of the realme of Fraunce, duryng the life of his saied father, and shall haue the gouernaunce of thesame. And after the death of his father, thesaid realme and the croune of Fraunce, shall remain to our soueraigne Lorde the king, and to his heires for euer. It is very likely, that for the good gouernaunce aswell of the realme of Fraunce, as of the realme of Englande, our saied soueraigne lorde the king, somtime shalbe on this side the sea, and somtime beyond the sea, according as best shall seme to his sage discrecion, for the better gouernaunce of the one realme, and thother: therfore it is ordeined and stablished, that if in tyme to come, our saied soueraigne Lorde the kyng, beyng beyonde the sea, cause to sommon his Parliamente in this realme, by his writtes vnder the (Teste) of his lieutenaunte, whiche now is, or, whosoeuer he for the tyme shalbe, and after the Sommons of suche Parliamentes, gone out of the Chauncerie, our soueraigne lorde the

Parliament

kyng

kyng arriue in this realme, that for ſuche arriuayl of the ſame our ſouerai gne lorde ſuche parliament ſhall not be diſſolued, but in the ſame after ward our ſouerayngne Lorde the kyng ſhall proceede without newe ſommons of the ſame.

¶ Item it is ordeined and ſtabliſſhed, that euery marchaunt ſtraũger by Cap.ii.
eng wolles in England, to bryng thẽ to the weſt parties or els where, not
continuing to the ſtaple, there to be ſolde, ſhall bryngе to the mayſter of the wolles.
myntof the Tower of London of euery ſacke, one owncе of bullió of gold, Bullion.
and in the ſame maner of .iii. peeces of tinne, one owncе of bullió of golde Tynne.
or the valour in bullion of ſiluer, vpon paine of forfaiture of the ſame wol-
les and tinne, or the valour of the ſame to the kyng.

¶ Item that none frombenſforth ſhal gylt any ſhethes nor metall but ſyl- Cap.iii.
uer, and the ornamentes of holly churche. Nor ſhall ſiluer no metall but Gyldinge.
of mettal.
knyghtes ſpurres, and all the apparayll that perteyneth to a baron and a-
bone that eſtate, vpon payne of forfayture to the kynge. x. times aſmoche
as the thyng ſo gylt is of valour, and ſhall haue alſo one yeres impryſone-
ment. And the Juſtices of peace ſhal haue power to enquyre therof, & that Juſtices of
to determyn. And he that wyll ſue for the kynge in this partie, ſhall haue peace.
the thyrde parte of the ſayd pecuniar payne. Prouided that this laſt ordi-
naunce ſhall begyn to hold place at the feeſt of Eſter next commyng.

Here begynneth the ſtatute made at Weſtmyn-
ſter, the .ix. yere of kyng Henry the fifth.

¶ At the parliament holden at weſtmynſter the ſeconde day of May. the .ix. yere of the reigne of kynge Henry the fyfth, the ſame our ſouereigne lorde the kynge, of the aſſent of the lordes ſpiritual & temporall, and at the ſpeciall inſtaunce and requeſte of the commens aſſembled in the ſame parlia- Made.
ment to be ordeyned and ſtabliſſhed certeyn ſtatutes & ordinaunces in the fourme folowyng.

¶ Fyrſt that the ſtatute made in the parliament holden at weſtmynſter in Cap.i.
the .viii. yere of the reigne of our ſayd ſouereigne Lorde the kyng, touching Appeales.
Inditementes
appeales and enditementes, ſtande in his force & hold place tyl the next par-
liamẽt to be holdẽ after the kynges returne frõ beyond ỹ ſee into Englãd.

¶ Item it is ordeined, ỹ none of the kinges liege people, againſt whome Cap.ii.
an Erigend ſhalbe awarded, or outlawed at the kynges ſuite frõhenſforth Counte of
Lancaſtre.
or at the ſuite of the partie in the countie of Lancaſtre, ſhall forfait any of
his goodes or catals, landes or tenemẽtes in other counties, but onely ſuch
goodes and catals, landes and tenemẽtes, which the ſayd outlawes haue
in the ſame countie of Lancaſtre. Prouided alwayes that the ſtatute made
the fyrſt yere of kyng Henry the fourth, againſt the people of the countie of Countie of
Cheſter, whiche do many manſlaughters, murders, roberies, bateries, Cheſter.
treſpaſes and other riotes and offenſes to diuers the kynges liege people,
ſhall ſtand in his force, not withſtanding this preſent ordinaunce. And that
this ordinaunce ſtand in this force tyl the parliamẽt which ſhalbe fyrſt hol
den after

den after the kinges retourne into Englande from beyonde the sea.

Cap. iii. ¶ Item where as the takyng of assises, hath long seased thyroughout the realme, bicause of an ordinaunce made by the king, at his seconde passage towardes the parties of Normandie, and by his counsaile: the king considering the diseases and domage, whiche many of his liege people haue had and sustained by the same ceassing, hath comaunded, that his Justices shall

Assises. holde the Assises thyrough his realme, by the maner accustomed. And for to eschewe the differrisons of suche persones, as now shall passe in this present voiage, of the king our souereigne Lorde (whō God spede) and also of suche persones as abide in the kynges seruice, in the parties of Normandie and

Protection. Fraunce: It is ordeined and prouided, that in every Protection, with the clause Volumus, to be made for any of the same persons, in the clause of the exception, conteined in the same, omissions shalbe made of these wordes Assise noue disseisine. And that all suche protection be allowable, and allowed for them and euery of them, in all the kynges courtes and els where, where suche protection is set furthe for any suche persone, in al plees of Assises, al-

Jugements. well of nouell disseisin as of fresh force, without difficultie. Prouided alwaies, that the iudgementes to be giuen from hensforthe in suche Assises, arrained or to be arrained, shall not be preiudiciall to any of the saied persones, so abidyng in the kynges seruice beyond the sea, (as afore is said) whiche haue any thyng in reuercion, or in remaindre in the landes or tenementes, wherof suche Assises be or shalbe arrained, if the that haue in reuercio or remaindre, in suche landes and tenementes, bee not named in the same Assises, but that they be against them all voied. And this ordinaunce shall endure, till the parliamente that shalbe first holden, after the kynges next retourne into Englande. And if this ordinaunce touchyng the saied persones, so abidyng in the kynges seruice beyond the sea, and also touchyng the saied persones, whiche haue passed and shall passe in the said voiage, be not sufficiente for the ease and suretie of them: It is accorded and also assented, that the lordes of the kynges counsaile, for the tyme beyng, shall haue full power by auctho rite of this parliamente, to set, ordein, and prouide sufficiente remedy, for the ease and suretie of all the same persones, as for the and euery of them, shall seme to the saied lordes moste auailable and expediente in the case, according to their good aduise and discretions.

Cap. iiii. ¶ Item where as it was ordeined and stablished, in the statute made the xiiii. yere of king Edward the third, that for misprision of the clerke in any place, the more se or the plee should not be adnichilate nor discontinued, by mistakyng in writyng one letter or sillable, to muche or to litle, but alone as the thyng is perceiued, by chalenge of the partie, or in other maner, it should bee hastely amended in a due fourme, without giuyng aduantage to the partie that chalengeth the same, bicause of suche misprision. The king conseryng the diuerse sith of opinions, whiche haue been vpon the said statute, and to put the thyng in more open knowlege, hath now declared, and ordeined by auctho rite of this present Parliamente, that the Justices, before whom suche plee or recordes bee made, or shalbe depending, alwell by

Misprision in writyng one letter or sillable.

adiournement

aduerementē, as by waie of errour or otherwise, shall haue power and authoritie to amende suche recorde and proceſſe, as afore is saied, after the fourme of thesame statute, aswell after the iudgement in any suche plee, recorde, or proceſſe, giuen, as before iudgement giuen in suche plee, recorde or proceſſe, as long as thesame recorde and proceſſe is before them, in thesame maner as the Iustices had power to amende suche recorde and proceſſe, before iudgemente giuen, by force of thesaied statute, made in the tyme of the saied kyng Edward. And that this ordinaunce endure till the parliamente that shalbe first holden, after the retourne of our soueraigne lorde the king into Englande, from beyonde the sea.

Cap. v. Sheriffe.

¶ Item, where as by the Statute made at Westminster the. xiiii. yere of king Edwarde the thirde, it was ordeined and stablished, that no Sheriffe should abide in his Bailiwike aboue one yere, and that then an other conueniente should bee sette in his place, whiche should haue landes sufficiente within his Bailiwike. And that no eschetor should tary in his office aboue a yere. And where as also at the tyme of the makyng of thesaied statute, diuers bailaunt and sufficient persones, were in euery countie of Englande, to occupie and gouerne thesame offices well, towardes the kyng and al his liege people, forasmuche that aswel by diuers pestilēces, within the realme of Englande, as by the warres without the realme, there is not now suche sufficiencie: It is ordeined and stablished, that the kyng, by auctoritie of this Parliamente, maie make the Sheriffes and Eschetours, throughe the realme, at his will, vntill the ende of fower yeres, excepte in the Counties where certain persones be inherite in suche maner offices. Thesaied terme to begin at the next election of suche officers, notwithstandyng thesaid statute made thesaid. xiiii. yere, or any other statute or ordinaunce made to the cōtrary. And that thesame officers be persones sufficient and of good fame. And that the Seriffes haue due allowaunce from yere to yere, duryng thesame terme, in their accoumptes, and also pardones, that is to saie, suche as nede to haue suche pardones, and that by the aduise of the kinges counsaile and as reason and conscience requireth.

Eschetour.

Cap. vi. Calcis. Mynte. Coignage.

¶ Item the kyng, for the ease of the marchauntes and other, reſiaunte and abidyng at Calcis, and also to the encreas of his money, will and hath ordeined, that his mint and also his coignage, shalbe had and vsed within the thesame towne of Calcis, as long as it shall please the kyng, sauyng to hym that that to hym of right perteineth, of the minte and coignage afore saied.

Cap. vii. Tindale. Eramshire. Fraunchis.

¶ Item where as in the parliament holden at Leceſter, the last daie of Apryll, the seconde yere of the reigne of our soueraigne Lorde the kyng that now is, at the greuous complainte made to him there, by certain of his cōmons, of that that many murders, treasons, manslaughters, roberies and other offences were doen to diuers the kynges liege people, dwellyng within the fraunchises of Tindale and Eramshire, by fauour of the fraunchise, where the kynges writ doeth not renne, to the greate mischief and perill of thesaied liege people: It was ordeined and stablished, that if any person of thesame fraunchises, reſiaunt & abidyng within thesame, of what estate or

condicion

condicion that he bee, committ any Murders, Treasons, Manslaughters, Roberies, or consente to doe the same out of the said fraunchises, proces shoulde be made against hym by the common Lawe, till he were outlawed, and that after suche outlagarie pronounced and returned, the Justices, before whom suche outlagarie shalbe returned, should thereof make certificacion to suche Ministers, and Minister of the said Fraunchises, as to theim beste shoulde seme in this behalfe, according to their discrecion. And suche Felon shalbe taken by suche Minister or Ministers, and his landes and tenementes, gooddes and catals, beyng within the same Fraunchises, seised into the handes of the Lordes of the same Fraunchises, for the tyme beeyng, as forfaicte. And that the other landes and tenementes, gooddes and catals of suche Felons, out of the same Fraunchises, shall wholy abide to the kyng & to other lordes, hauyng therof Fraunchises as forfaict. Sauyng alwaies to the kyng, the forfaictures of suche Murderers, Traitors Manslears, Robbers, and all other offendours, and of other thynges which che to hym perteine, as of the right of his croune. And for asmuche as like Murders, Treasons, Manslaughters, Robberies, consentes and offences by diuers persones Theues and Felons, called intakers and outparters, dwelling within the Fraunchise of Ridesdale, in whiche Franchise the kinges writte doeth not renne, as it is saied, haue been doen now of late in diuers places in the Counties of Northumberlande, Cumberlande, Westmerlande, and eis where out of the same Fraunchise of Ridesdale, by fauour and succour of the same Fraunchise, whereof no redresse towardes theim hath been had by the lawes heretofore vsed, to the greate mischief, perill and damage to the people so greued, as our soueraigne Lorde the kyng, by the greuous complaint to hym made in this present parliament, hath fully perceiued. Our saied soueraigne Lorde the kyng, willyng to remedie the same, hath ordeined and stabliched in the same Parliamente, that suche proces, certification, and execution, shalbee made from hensfurthe against suche Murderers, Manslears, Robbers, consenters and offendours, abiding or resiaunt within the saied Fraunchise of Ridesdale, bicause of their offences doen out of the saied Fraunchise of Ridesdale. And also suche maner forfaictures shall renne in all poinctes, as well towardes our soueraigne Lorde the kyng, as against all other persones, as it was ordeined for the saied offendours of Tindale and Eramshire, by the saied statute made at Leeestes, and according to the fourme and equitie of the same statute. Sauyng alwaies to the king, that that to him perteineth in this behalf, as of the right of his croune.

Ridesdale.

Cap. viii Scholers.

Item, bicause that many clerkes and scolers of the vniuersitie of Oxenforde, vnknowen, armed and arraied in the maner of warre, haue oftentymes disseased and put out diuers persones of their landes and tenementes, in the counties of Oxenford, Berk. & Bukk. and also haue hunted with dogges and greyhoundes in diuers Warreins, parkes, and forestes in the same counties, as well by daies as by nightes, and taken deere, hares & conies, & moreouer threatning the keepers of the same of their liues, & also with strong

Oxenforde.

hands

hande haue taken clerkes conuicte of felonie by due proceſſe of the lawe out of the warde of the ordinaries, and thoſe priſoners haue brought with them and let go at large, as the kynge by open complaint to him made in this parlyament hath conceiued: our ſaid ſouerain lorde the kynge, willinge vpon the ſame to ſet remedie, hath ordeined & eſtabliſſhed, that due proces ſhall be made againſt ſuch ſcholers wrongdoers, for their offences, as the lawe and alſo the ſtatutes of the lande requyre, accordinge to the caſe, tyll thei come to anſwer, or els be outlawed. And if any ſuche ſcholer be ſo outlawed, than the Juſtices, before whom ſuche outlagarie ſhall be returned, ſhall certifie the chaunceller of the ſaide vniuerſitee for the tyme beinge of the ſame outlagarie. And that the ſame chaunceler, vpon ſuche certificacion had, ſhall do to be baniſſhed maintenaunt and without difficultee, ſuche outlawes out of the ſame vniuerſitee, vpon the peine that perteineth. And that this ordinaunce endure till the nexte parliament to be holden after the kinges returne from beyonde the ſea into Englande.

Vniuerſitie. Chaunceler.

¶ Item for as much as the abbottes and priours of the realme of Englande haue and ſuſteined great domage, loſſes, coſtes, and diſſeaſes before this tyme, by that that thei haue ben aſſigned by the archbiſhoppes and biſhopes of the ſame realme of Englande, to gather the diſmes graunted to the kinges of Englande by the clergie, very farre from their howſes, and alſo in diuers dyoces and counties, as thei haue ſhewed to our ſaide ſouereigne lorde the kynge by their petition deliuered in this preſente parlyamente: The kynge our ſouereigne lorde, hauinge therto conſideracion, hath ordeined and eſtabliſſhed, that no abbot nor priour within the realme of Englande ſhall be by any archbyſhop or biſhop from henſforth ordeined to be collectour of any diſmes or ſubſidies, out of the ſame countie where he is dwelling or conuerſant. And this ordynaunce ſhall ſtande in his force tyll the parlyament, whiche ſhall be firſte holden after the kynges retourne from beyonde the ſea into Englande.

Cap. ix.

Collectours.

¶ Item where as of euery chawdren of ſea coles, whiche be or ſhalbe ſolde to people not fraunchiſed in the porte of the towne of Newcaſtell vpon Tyne ii. d. be due to the kynge of cuſtome, and in the ſame porte be certaine veſſels called keles, by whiche ſuch coles be carted from the lande to the ſhippes in the ſame porte. And euery of the ſaid keles ought to be of the portage of .xx. chaudrons, and according to the ſame portage the cuſtome is therof taken to the kynges vſe: There be nowe certaine people, that nowe of late haue made ſuche keles of the portage of .xxii. or .xxiii. chaudrons, wherof the cuſtom hath ben taken accordinge to the portage of .xx. chaudrons onely, in diſceite of the kynge, as he hath perceiued by complainte in this preſente parlyament. It is therfore ordeined and ſtabliſſhed againſt ſuch diſceite, that al the keles, which now be and hereafter ſhalbe in the ſaid porte, ſhall be meaſured by certain commiſſioners therto to be aſſigned by the kynge, and marked of what portage thei be, before that any cariage be made by the ſame, vpon peine of forfaiture to the kynge all the veſſels called keles, by whiche any ſuch coles ſhalbe carried, before that thei be marked in the maner aforeſaide.

Cap. x.

New caſtell. Chaudren. Keles. Sea coles.

Cap.xi. ¶Item to auoyde the disceytes and perils, whiche longe haue contynued within the realme by wasshers, clyppers, and counterfetours of the money of the realme of England, to the great domage and mischiefe of all the people of the same realme: The kynge, by the aduyse and assent of all the lordes and commons assembled in this parlyament, hath ordeyned and stablissched, that from Christmasse euen nexte comming, none of the kinges liege people shall receyue any money of Englysh gold in payment, but by the kynges weyght therupon ordeyned. And for asmuche as a great parte of the golde now currannt in payment, is not of rightfull weyght, nor of good allay, the same shalbe sent to the coyne to the intent that it shalbe newly coyned of iust weyght and of good allaye. And because that shalbe to the great losse and costes of the kynges subiectes, oneles it please hym to relyeue them in this case: Our soueraigne lorde the kynge of his speryal grace hath remysed and pardoned to all his lyege people, which betwyxte this and the sayde feast of Chrystmasse, shal do to be coyned of newe at the kynges coynage within the tower of London their money of golde, that is not of iust weyght nor of good allaye, that is to say, al that to hym perteyneth for this newe coynage of such golde, as afore. Saupnge alwayes to the mayster of the mynte, and to other offycers of the same, that which to them reasonably perteyneth.

Money. Golde.

Cap. xii. ¶Item it is ordeyned, that all the wittes to bee purchased by the wardes of the newe bridge of Rochester and theyr successours, or by other agaynste them to be purchased, shalbe maynteyned and susteyned by the lawe of Englande. And although that the sayd wardeyns or any of them be remoued or expulsed from theyr sayd office, or do dye, hangyng the sayd wittes, neuertheles the same wyttes shall stande and be good and effectuall in the lawe for euer.

Rochester bridge

¶Here followeth an other statute made at Westmynster the same. ix.

Cap. i. ATT the parliament holden at westminster the fyrst date of Decembre, in the. ix. yere of the reigne of kyng Henry the fifth, it is ordeined by the assent of the lordes spirituall and temporal, and at the requeste of the commons there assembled, that al the statutes and ordynaunces, which haue bene made in the tyme of the kynges noble progenitours, touchynge the good and lawfull gouernaunce of his money of golde and syluer, not repealed, be wel and fermely kepte and holden in all poyntes.

Money. Golde and Syluer.

Cap. ii. ¶Item the kynge in asmoche as he conueniently may, shal do to be ordeyned his eschaunges of the money of gold and syluer in the cytie of London & els where in the realme, for the ease of his people, whiche shalbe holden in open places in high stretes. And that al they that wyl come to the tower of London, there to haue money of newe coyned, they shal haue money coyned, & therof shalbe delyuered within. viii. daies, accordyng to the bery valour of that that they shal bryng thyther, payeng the seignorage & cunage of gold after the rate of, v.s. for the pounde of the tower, and for the seygnorage

Eschaunge. Money. Coynage.

a cunage

and cunage of syluer. xv. d. for the pounde and no more. And that they that wyll not approche the tower to do the same, but wylbe therof delyuered at the eschaunges, shall pate for the eschaunge after the rate of a peny for the noble, and for the halfe noble an halfepeny, and for the fourth parte of the noble a farthyng, with the signowage and coynage, as afore is sayde.

¶ Item that the maysters and workers of the money, and also the straungers in all places where money shalbe coyned, made, or chaunged, shalbe holden to deliuer and pay al that that ought to pertayn to them for suche eschaunge of good and lawfull money of England, by and of iust weyghte, or by the nombre, of the election of hym whiche shall receyue the same without any delate or difficultee. And if percase it happen that any notable defaute in the weight of the money, or in the allaye be founde (whiche god defende) vpon the delyuery or payment to be made at the sayde tower, or at the eschanges aforesayd, that than it shalbe wel lawfull to euery person, that shall fynd such defaut, to refuse that that is defectyfe, before that he departe the place where he the same shall receyue. And that that the mayster, or the chaungers be holden to delyuer to hym sufficient money for the same, without delay, and to be vnlte that that so shalbe found defectiue. Cap. iii. Money. Eschaungers.

¶ Item that they whiche shall be wardeyns and surueyours and mynysters of the eschaunges out of the tower, shall be holden and bounden to bryng all the golde and siluer that they shall receyue by waye of eschaunge, or shall bye by colour of their office, to the tower of London, there to bee molten and made in money, in augmentacion and encreas of the money, for the profyte of the realme and ease of the people, without beyng solde alyened or put to any other vse. Cap. iiii. Eschaunge. Golde and Siluer Money.

¶ Item that the kinges mynt be coyned and made at caleys, in the maner as it hath ben made and gouerned at the tower of London. Cap. v. Mynte. Caleys.

¶ Item that all the money of golde and of siluer that shalbe made at the tower of London and at Caleis, or els where within the realme of Englande, by auctorytee royal, shalbe made of as good allay and good weyghte as it is now made at the tower. Cap. vi. Money.

¶ Item that the kynge do to be ordeyned good and iust weyght of the noble halfnoble and farthyng of gold, with the rates necessarie to the same, for euery cytee, borough, and market towne of the realme, to bee delyuered by the chaunceler of England to them that wyll haue them, to the intent that they be not decepued by fals counterfaytours, and them that vse fals weyght in disceyt of the people. Cap. vii. weyght of the nobles. &c.

¶ Item that the Justices of peace, sheryffes, eschetours, and other persons to be assigned by the kynge, shall haue power by commyssyon to enquyre of al falsyfiers and counterfaitters of fals weightes, and to take them and imprison, and in prysone to hold them without mayneprise, tyll they be acquyte or atteynted, and if they be atteynted, theyr body shal abyde in prison tyll they haue made fynes and raunsoms after the discrecion of the sayde Justices. And that the same Justices haue power therof to enquyre, here, and determyne, as often as to them shall seme necessarie. Cap. viii. Justices of peace. Sheryffes. Eschetours. weyghtes.

Cap. ix. Eschaunge. Staple. Marchaunt.

¶Item where as in an other statute, made the .xiiii. yere of kyng Rychārde the second, it was ordeyned, that for euery eschange that shalbe made by marchauntes in the court of Rome, or els where, that the marchauntes be fermely and suerly bounden in the chaunceric, to bye within three monethes after the eschaunge made, marchaundises of the staple, as woltes, lether, wolfelles, lead, or tynne, butter, cheese, or clothes, or other commodites of the land, to the valour of the summe so eschaunged, vpon forfayture of the same: And suche marchaūtes sayd in this present parlyament, that they dare not bynde them selfe to obserue the effecte of the same statute, because that within three monethes after suche eschaunges made, they can not bye & make shyppynge to passe such marchaundises to the parties beyond the sea (as afore is sayde) to the valour of the summe so chaunged: And also for defaut of suche chaungeours, there ought to be made suche eschaunge, and by dyuers colours and subtilties the kynges money shalbe of great lykelyhode pryuely caryed to the parties beyonde the sea, and suche marchaundises (as afore) shal not bee bought by such marchauntes chaungeours, to the great domage of the king and of his people and the realme, if in this present parlyament remedie bee not prouided: Therfore it is ordeyned in this presente parlyamente, for the profyte of the kynge and of his realme, that all marchauntes that shal make suche eschaunges at the sayd court of Rome or els where, and euery of them, shalbe bound personally in the sayd chauncerie by recognisance, to bye within .ix. monethes after the same eschaunges made lyke marchaundises and commodities as afore is sayd, to the valour of the summes so chaunged, vpō peyne of forfayture of the same, not withstandynge the sayde statute made the sayde .xiiii. yere. And that all the ordynaunces afore sayde shall endure tyll the parlyament nexte to be holden.

Cap. x. Collectours of xv. and x.

¶Item where as dyuers collectours of dismes & quynsymes graunted to the kynge of temporal goodes, haue ben assigned in euery countie of the realme, and some of them haue purposed lawfully to yeld their accompt, and some not, so that whan the kynges writtes haue issued to the sheryffes to cause the sayde collectours to come to the eschecker there for to accompte, the honest trewe men haue commen and brought the rate of theyr gatherynge, and the other by brocage and subtiltie haue absented them, and wil not come and pay their rate there, and so the lawful may not be discharged, but wholly charged of the sūmes, which their compaignions absent, ought to haue paid, and also oftentymes put in prison, and their landes and tenementes seased into the kynges handes, tyl they had payd to the kyng the rate of the gatherynge of their compaygnions, to the great inschiefe and destruction of many of the kynges lawfull subiectes, as the kynge hathe conceyued at the greuous complaynt of the commons made here in this present parlyament: Our sayd soueraigne lorde, by the assent of the lordes spirituall and temporall, and at the requeste of the sayd comons, hathe ordeyned, that the collectours of suche dysmes and quynsymes, shall haue recouery by action of Det agaynst theyr compaygnyons, of the summes which they haue so payd, and shall paie for them, with their double damages. And this ordynaunce

shall

shall endure til the parlyament, which shall be firste holden after the returne of the kynge our soueraigne lorde into Englande.

¶ Thus endeth the statutes made in the tyme of kynge Henry the fyfthe.

HERE BEGINNETH THE STATVTE made at westminster in the firste yere of the reigne of kynge henry the. vi.

AT the parlyamente holden at westminster, the mondaie nexte before the feast of saincte Martine, the firste yere of the reigne of our soueraigne lorde the kynge Henry the. vi. The same kynge by the aduise and assente of the lordes spiritual & temporall, and at the speciall instaunce and requeste of the comons of the realme of Englande, beinge assembled in this present parlyament, hath ordeined and stablisshed diuers ordinannces and statutes in the fourme folowinge.

¶ Firste it is ordeigned and stablisshed, for the profite of the kynge and the ease of his people, that the lordes of the kynges counsell for the tyme beinge, maie assigne by auctoritee of the saide parlyamente, maisters and workemen to make monei of golde and siluer, to holde the eschanges of monei, aswel in the citee of Yorke as in the towne of Bristowe, and also in as many places as to the saide lordes shall seme necessary, after their good aduise and discrecion any statute or ordinaunce made to the contrarie notwithstandinge. Cap. i. Money. Eschaunge.

¶ Item that all the statutes and ordinaunces made of purueiours and byers, and not repealed, be kepte and executed in all pointes, and also proclaimed in all counties throughe the realme by the kynges commaundemente. And that euery sheriffe of the realme of Englande, after that he hath receyued the saide statutes therof to make proclamacion by suche commaundement, he shall proclaime them euery yere. iiii. tymes throughe his bailywike, vppon peine to pate to the kynge at euery tyme that he therof faileth. C. s. And that vppon the same peine euery of the saide sheriffes shall delyuer the said commaundemente to his successour unmediatly by indenture to be made betwixte them, wherby he maie make lyke proclamacion for the tyme that he is in the saide office, for the ease and suertie of the people. And that euery suche successour, after suche commaundemente by him receiued, shall make suche proclamcions foure tymes in the yere, and shall make such delyuerance of the saide commaundemente to his successour, as aboue is saide, vpon the peine aforesaide. Cap. ii. Purueiours. Sheriffe. Proclamacion.

¶ Item forasmuche as diuers manslaughters, murders, rapes, robberies, & other felonies, ryotes, conuenticles, and dyuers other offences nowe late haue bene done in diuers counties of the realme of England, by people borne in the countrey of Irlande, repairing to the towne of Drenford, and there resiaunt and dwellynge vnder the iurisdiction of the vniuersitee of Oxen- Cap. iii. Oxenforde.

 forde

loꝛde, to the great leare of all maner of people in the realme of England dwel lyng there about, as by the comons the of same realme assembled in the said parlyamente it was greuously complained: Our saide soueraige loꝛde the kynge by the assent aforesaide, and at the requeste of the same comons, hath oꝛ deined and stablisshed, that al people boꝛne in Irland, shalbe voided out of the realme within a moneth next after ꝓclamacion made of this oꝛdinaunce, vpon peine to lose their goodes, and to be impꝛisoned at the kynges wyll.

Iriſſ people. Excepte graduates in the schooles, and men hauing benefice of holy churche in Englande, and men of the lawe in Englande, and those whiche be enherite in Englande, and those that haue father and mother beinge englisshe people, religious persons pꝛofessed, marchauntes, burgesses, and other inhabitauntes within cities oꝛ boꝛouges of good fame, whiche can finde suertie of their good bearyng, and Irish women maried to englisshe men, and Irish men maried to englisshe women, whiche be of good fame. And that al these Irish peo

Irelande. ple, which haue benefices oꝛ offices in the lande of Irlande, shall abide there vpon their benefices and offices, vpon peine to lose and loꝛfaite the pꝛofy tes of their benefices and offices, foꝛ the defence of the lande of Irlande afoꝛe said, accoꝛding to the oꝛdinaunce made in the time of king Henry ỹ fifthe, the firste yere of his reigne. And that the graduates and beneficed men shal finde suertee of their good bearynge, and that thei take vpon them the pꝛincipalitee of any hall oꝛ hostell, but to dwell amonges the englisshe scholers vnder

Scholers. the pꝛincipalitee of other. Moꝛeouer that these scholers of Irlande, whiche be no graduates, and be of the kynges obeisaunce, shall finde suertie of their good bearing, in the maner as the said graduates shulde do after the maner and fourme afoꝛesaid. And that all the scholers of Irlande, being now in En glande, which will here dwell, euery of them shall bꝛinge to the Chaunceler of Englande foꝛ the time being, befoꝛe the feast of saint John baptiste nexte cominge, letters vnder the seale of the lieutenaunt oꝛ Justices of Irlande, testifiynge that thei be of the kynges obeisaunce. And of them that bꝛingeth not suche letters betwixte this and the saide feaste of sainte John baptiste, it shalbe done as of rebelles to our soueraigne loꝛde the kynge. And that from the said feast of saint John foꝛwarde, no persones boꝛne in Irlande shall en tre the realme of Englande to dwell in the saide vniuersitee of Oꝛenfoꝛde oꝛ of Cambꝛidge, oꝛ els where within the realme of Englande, oneles he bꝛinge to the said chaunceler of englande suche letters testimonials, vppon peine to

Letters teſtimo nials. be punisshed as a rebell to our soueraigne loꝛde the kynge.

Cap. iii. ¶ Item though it hath ben well oꝛdeigned in times paste, that he that shall

Maiſter of the minte. be maister of the minte, shall in no wyse holde the kynges eschaunge: Neuer theles our soueraigne loꝛde the kynge, by the aduise and assente of the loꝛdes

Eſchaunge. spirituall and tempoꝛall, and at the requeste of the comons afoꝛesaide, will & graunteth, that the maister of the minte at the towre of London, whiche now is, and which foꝛ the tyme shalbe, mai haue and holde the kynges eschaunge in the citee of London, tyll the parlyamente nerte to bee holden, so that the

London. same maister doo to bee sente to the minte all that that shall come to the es chaunge in plate oꝛ in masse, to be coined from tyme to tyme, vntill the saide

parlyament

parlyament, takynge for the eschaunge of the noble in the saide eschaunge. i. d. ob. onely.

¶ Item at the supplicacion of the saide lordes and capitains that be in lyfe, which haue indented with the gracious kyng Henry, father to the kyng that now is in all his warres, and also the executours of them that be commaunded to god, whiche haue endented with the saide kynge the father, made by their peticion, delyuered in this parlyament: The kynge by the assente of all his lordes spirituall and temporall, and also of all the comons beinge in this parlyament, wyll and graunteth, that the thirdes and the thirde of the thirde of all maner of gaines, gained by waie of warre, pertenynge to the saide kynge the father, the date of his death, as well of prisoners taken as of other gaines of warre, maie be deducted and rebated by lawfull accompte in the kynges eschequer, for the summes of the wages to them due by the saide kyng the father, according to the effecte of the indentures therof made. Prouided alwaies that if of that whiche vpon the saide accompte founde due by the saide accomptauntes aboue the saide wages, paimente made by them vppon the same accompte, than the saide suppliauntes their executours heires or lande tenauntes after the saide accompte and gree made, shall be therof quite and discharged for euer. And moreouer the kynge wyll and hath ordeined of the said assent, that all they, to whom the saide kynge the father hath delyuered gages, iewels, and other thinges, shalbe before the kynges counsaile before the feast of sainct John baptiste nexte comminge, with the same thynges and iewels. And in case thei bee not satisfied of their duities, or within halfe a yere after the same feaste, than thei after the saide halfe yere shall haue all the said iewels and thinges in peace and without impechement of the kynge, paying to the kynge all that that the same iewels and thinges shalbe founde of greatter valour, than that wherfore thei were put in gage, oneles thei be auncient iewels of the crowne. And that thei and their heires landtenantes and executours and euery of them, shall be of the same iewels and thinges, which be not auncient iewels of the crowne, quite and discharged against the kynge after the halfe yere for euer.

Cap. v.

Gaines of warre.

Gage.

¶ Here beginneth the statute made at westminster in the seconde yere of kynge Henry the. vi.

AT the parlyament holden at westminster, the. xx. date of October, the seconde yere of the reigne of kynge Henry the vi. after the conqueste, by the aduise and assent of the lordes spirituall and temporall, and at the speciall instaunce and requeste of the comons of Englande beinge in the same parlyament, certaine ordinaunces, declaracions and statutes were made and stablisshed to the honour of god, and for the welthe of the kynge & of his realme, in the fourme folowynge.

¶ Firste that holy churche, and all the lordes spirituall and temporall, and al other the kynges people hauinge lyberties and fraunchises, and also all the cities and borroughes, shall haue and enioie all their lyberties & fraunchises

Cap. i.

well vsed and repealed, nor by the comon lawe repelable.

Cap.ii. Hospitall. Tythe. ¶Item where as the hospitall of sainct Leonarde of yorke, whiche is of the foundacion of the late progenitours of our said soueraigne lorde the kynge, late kynges of England, and of his patronage, in the first foundacion of the same was endowed by the saide progenitours of the kynge of a tythe of corne to be taken yerely of euery plough earing within the counties of York, Cumberlande, westmerlande, and Lancaster, within the prouince of yorke, of whiche tythes the maister and bretherne of the saide hospitall, and their predecessours haue bene seised of the tyme, wherof renneth no memorie, as parcell of the firste foundacion of the saide hospitall, and the same thei haue leuied and gathered at the feaste of saincte Martine in winter euery yere tyll nowe late that diuers people of the said counties, within the prouince aforesaid, hath withholden the same tythes, wherof the said maister and brethern haue no sufficient nor conenable remedie at the comon lawe, to the great damage of the saide hospitall, and open subtraction of the sustenaunce of the saide maister and bretherne, if remedy bee not for them prouided, as complainte was therof made in the saide parlyamente, The kinge considerynge the premisses, of the assent and requeste aforesaide hath ordeined and stablisshed, that the saide maister and bretherne, and their successours for the tyme beinge, maie leuy, gather, and take the saide tythes within the prouince aforesaid, in the places where thei ought of righte and were wont after the custome and vsage had in the same places heretofore. And also that the same maister and successours for the time beinge, shall from tyme to tyme haue actions by writtes or plaintes of dette or detenewe at their pleasure, againste all them and euery of them that deteigneth the same tythes, so of right due to the saide hospitall, or any parte of them, for to recouer the saide tythes againstt them and euery of them with their damages in this behalfe. Prouided alwaies that the parties, with whom the saide maister and bretherne or their predecessours be accorded for suche tythes by compositions made and sealed betwixt them, shall of no more be charged than is compryised within the same compositions, for the possessions that the saide parties had at the tyme of the makynge of the aforesaide compositions.

Cap.iii. ¶Item it is ordeigned and assented, that John duke of Bedforde, vncle to our soueraigne lorde the kynge, whiche is beyonde the sea in the parties of Fraunce in the kynges seruice, in all maner of plees moued and to be moued against any person or persons of landes and tenementes, the reuercion or remandre wherof is to the saide duke ioint or seuerall to his owne vse, he shall be by his atourney or atourneis receiued to defend his right. And in the same maner shall haue and enioie all maner benefites and auauntages, as if he were present in his propre person. And that this ordinaunce extende aswell to receites of reuercions and remainders to be purchased and gotten to the said duke iointly or seuerally to his owne vse, as to receites of reuercions and remainders, whiche he nowe hath, aslonge as he shalbe in the kynges seruice beyonde the sea.

Attourney.

Cap. iiii. ¶Item where as the noble kynge Edwarde the thirde did ordeigne his staple

staple to be at Caleis, and that the whole repaire of wolles, wolfelles, lether, lead, tinne, butter cheese, and other marchaundise, excepte woollen clothes, and red herringe passinge out of the realme of Englaunde, and his landes of Wales and Irlande, and his towne of Berwike vpon Twede, shuld be at the saide towne of Caleis. And after at a parlyament holden in the firste yere of kinge Henry the fourth it was ordeined, that the staple of woolles, wolfelles, lether, lead, and Tinne, shuld be wholly at Caleis. Sauing that marchauntes of Jean, Uenice, Cateloigne, Aragon, and other realmes landes and countreies towarde the weste, being of the kynges amitee, mate thip at Hāpton in carrakes, shippes, galeies, and other vessels, wolles, wolfelles, lether lead, tinne and other marchaundises of the staple, and bringe them into their countrey towardes the weste, after the fourme of the statute therof made in the seconde yere of kynge Rychard the seconde after the conqueste. And also sauinge to the burgesses and marchauntes of Berwike vpon Twede certaine benefice to bringe the woolles of the growinge betwirte the waters of Twede and Coket, to the saide place of Berwike, and to ship them towardes what parties it shall please them beyonde the sea. And also where as the said statutes in the parlyamente holden at westminster, in the seconde yere of the reigne of kynge Henry the fifthe, father to our soueraigne lorde the kynge that nowis, were confirmed, and moreouer it was ordeined in the same parlyament, that no wolles, wolfelles, lether, lead, tinne whole or founded, called shoten tinne, nor none other marchaundise of the staple, what so euer it were shuld fromhensforth be sent or brought to any parties beyond the sea, excepte thei were firste caried vnto the saide staple, after the fourme of the saide ordinaunce made the saide firste yere, vpon peine of forfaiture of all marchaundises in suche maner sent or brought out of the saide realme, oneles it be by the kynges lycence. And excepte all persones, goodes, and thynges, whiche be excepte in the same ordinaunce, made the said first yere, as in the said statutes is more fully conteined. Neuertheles the lether and founded tinne, called shotten tinne, bought and prouided here in Englande, haue not bene brought to the saide staple of Caleis, after the fourme of the saide statutes, but doth passe into Flauders, Holande, and Seelande, to the great damage and diminisshynge of the customes and subsidies due to the kynge, if they were brought to the towne of Caleis, The kynge willinge to eschewe this damages and diminucion, by the aduise and requeste aforesaide, hath ordeined and stablisshed, that all the statutes therof made & not repealed, be holden and kept, and put in due execucion. And that the whol repaire of welles wolfelles, lether, lead, whole tinne and shoten tinne, and al other marchaundises perteinynge to the staple, passinge out of the realme of Englande, and of the countreies of wales and Irlande, be at the said place of Caleis, and at none other place beyonde the sea, allong as the said staple shall be at Caleis, vpon peine of forfaiture of the very valour of the marchaundises, whiche shall passe els where but to the parties towardes the weste, named in the said statutes therof made. And that no lycence from hensefoorth be graūted to the contrary, excepte for woolles, felles, and lether of Northumberlande, westmerlande

Staple.

Caleis.

Berwyke.

Marchaundise of the staple.

Shoten tynne.

merlande, Combrelande, and the bisshoprithe of Durham, sauinge the kynges prerogatiue. Prouided alwais that if any marchauntes vnder colour of
Marchauntes. any lycence ship any woolles of the growinge of any partie of yorke shyre or of any other countrey of the realme, except of the growing of the same parties of Northumberlande, Westmerlande, Comberlande, and the bisshoprithe of Durham, thei shall forfaite to the kynge the valour of all the woolles so shipped, and also thei shall lose the benefite of the same lycence. And he that the same espieth, and therof geueth knowlage to the treasorer of Englande for the tyme beinge, shall haue the fourthe parte of the forfaiture so by him notified.

Cap. v. Custome. ¶ Item because that a newe shippynge is founde in the pyll of Foddray in the countie of Lancaster, out of whiche pyll and of other creekes within the realme muche woolles be brought to Ermouth in Seelande, and to many other places beyonde the sea, without custome or subsidie therof duely paiing to the kynge, and the marchauntes come to Deuelyn in Irlande, & there take their cokettes, and paie for euery stone of wolle to their prope vse. ii. d. as the kynge hath ben therof credibly enformed in the said parlyament, to the kynges great disceite and fraude, It is ordeined and stablisshed that if any person bringe or cause to be brought any woolles or woolfelles not customed out of the realme, to other places than to the saide staple, he shall forfaite to
Staple. the kynge the valour of the marchaundises so shipped, & his body to prison, till he hath made and paide a fine and raunsom. And that he that therof geueth knowlage to the treasorer of Englande for the tyme beinge, and the tres pasour for the same duely conuicte, shall haue the fourthe parte of the forfaiture due to the kynge in this behalfe.

Cap. vi. Minte. Money. ¶ Item where as by kynge Henry the fifthe it was ordeined, that a minte of golde and siluer shulde be holden within the towne of Caleis, wherby great substance of monet of golde and siluer hath ben brought within the realme, which money by diuers persons hath ben and is daily caried out of the same to Burdeux, Flaundres, and other places, against the statute in olde tymes made and purueied in this behalfe, as hath bene greuously complained in this parlyament, It is ordeined and assented, that the same statute be be holden and kept, and put in due execution. And moreouer it is ordeined and stablisshed, that no golde nor syluer shalbe caried out of the realme, contrary to
Golde siluer. the saide statute, oneles it be for paimente of warres and the kynges soulde ours beyonde the sea, vpon paine of forfaiture of the valour of the summe of money so caried out of the realme, to be leuied of him that the same shall bringe, carie, or sende out of the same realme. And that he that the same espieth, and therof geueth knowlage to the counsell, or to the treasorer of Englande, shall haue the forth parte of the forfaiture so due to the kyng. Except the raunsoms for fines of englisshe prysoners taken and to be taken beyonde the sea, and the money that the souldeours shall carie with them for their reasonable costes, and also for horses, oxen, sheepe and other thinges bought in Scotlande, to be brought and caried to the parties adioining, so that the money to be sent for the fynes of the said prisoners, or to be caried by the said

souldeours

ſouldeours to the parties beyonde the ſea, be not made without the kynges ſpeciall lycence. And becauſe it is ſuppoſed, that the money of golde of the realme is caried out of the ſame by marchauntes aliens, It is ordeigned and ſtabliſſhed, that the marchauntes alyens ſhall kynde ſuertee in the chaunce- rie, euery companie for them of their company, that none of them ſhall bringe out of the realme no golde nor ſiluer againſte the fourme of the ſaide ſtatute vpon paine of forfaiture of the ſame golde or ſiluer, or the valour of the ſame And if any of them do the contrary, and that duely proued, and he ſo doinge be gone ouer the ſea, than the pledges of his company ſhal pate to the kynge the ſaid forfaiture, wherof he that the ſame hath eſpied, and therof geuen no tyce to the traſorer, or to the kynges counſaile, ſhall haue the fourthe parte, as afore is ſaide. *Marchauntes alyens.*

¶ Item becauſe that the lether tanned by cordwainers, vſinge the miſtery of tanners, and alſo muche of the lether tanned by the tanners, is ſo diſceite fully tanned, that the bootes, ſhooes, and other neceſſaries therof made, be in a ſmall ſeaſon waſted and deſtroied, becauſe of the euell tanninge of the ſaide lether, to the great diſceite and loſſe of all the cominaltee of the realme, It is ordeigned and ſtabliſſhed, that if any cordwainer dwellinge in the realme of Englande, vſe the miſtery of tanner, durynge the tyme ꝑ he vſeth the miſtery of cordwainer, that he ſhall forfaite to the kynge for euery hyde by hym, or by any other to his vſe tanned. vi. s. viii. d. And that if the cordwainers finde any notorious defaute in the lether, tãned by the ſaid tanners, or to be tãned, that the tanner of ꝑ ſame lether ſo defectiue ſhal forfait to the kynge in the ſame maner for euery hyde ſo defectiue. vi. s. viii. d. And that he that wyll ſue ſhall haue the one halfe for his labour, and the kynge the other halfe And that the Juſtices of the one benche and of the other, Juſtices of aſſiſes, Juſtices of peace, the Juſtices of Cheſter and Lancaſter, and maires of cities and borouȝghes, hauinge power as Juſtices of peace, ſhall haue power to enquyre here and determine the articles and matters aforeſaide, aſwell at the kynges ſuite as the parties, or to attainte them by examinacion, aſwell at the ſuite of the kyng as of the partie, by the diſcrecion of the Juſtices and maires aforeſaid. And that this ordinaunce and ſtatute begin to holde place and be put in execucion at the feaſt of Chriſtmas next coming. Cap. vii. *Cordwainers. Tanners. Lealȝer.* *Juſtices of peace.*

¶ Item where as it is ordeigned in the laſt parlyament amonges othe thinges, that all people borne in Irland, ſhalbe voided out of the realme within a moneth nexte after proclamacion made of the ſaid ordinaunce, vpon paine to loſe their goodes and to be impriſoned at the kynges wil, excepte certaine perſones in the ſame ordinaunce excepted, and that the graduates and beneficed men ſhuld finde ſuertie of their good bearyng, and that thei ſhulde not take vpon them the principaltie of any hall or hoſtell, but to abyde amonges other engliſh ſcolers vnder the principaltee of other, and alſo that thoſe ſcolers of Irland, that be not graduates, and be of the kynges obeiſaunce, ſhall kynde ſuertie of their good bearynge in the maner as the ſaide graduates ſhal do in the fourme aforeſaid, And that all the ſcholers of Irland, being els where in Englande, that wyll here abyde, ſhall bringe euery of them by Cap. viii. *Iriſſe people.* *Scholers of Irelande.*

hym

him selfe to the chaunceler of Englande for the time being, before the feaste of sainct John baptiste laste paste, letters vnder the seale of the lieutenaunte or Justices of Irlande, witnessinge that thei be of the kynges obeisaunce. And that of them that bringe not those letters before the saide feaste of sainct John, it shalbe done as of rebels to the kynge. And from this feast of sainct John forwarde, no person borne in Irlande, shal entre the realme of England to abyde in the vniuersitee of Oxenforde or Cantbridge, or els where within the realme of Englande, oneles he bringe to the said chaunceler suche letters testimoniall, vppon peine to bee punished as rebels to the kynge. And for as muche as in the saide ordinaunce no mention was made, before whom nor in what maner the suertee of good bearinge as before, shall be founde,

Chaunceilers of the vniuersitees.

It is ordeigned and establisshed, that the chauncellers of the vniuersities of Oxenforde and Cantbridge for the tyme beinge, euery of them within his iurisdicion, shall take the suerties, to be taken of scholers within the same vniuersitees, and certifie the same into the kynges chauncery. And that the Justices of peace within the counties, and maires and bailiffes within cities and borroughes enfraunchised, haue power to take before them suche maner suertie of good bearinge, and to do execution against them which shal abide or do against the saide ordinaunce from henceforth.

Justices of peace.

Cap. ix.

Money.

¶ Item it is ordeigned, that proclamacion be made throughe all the counties of Englande within fraunchises and without, and within cities, townes, borroghes, and els where, that al the money called blankes shalbe wholly out and voided out of the realme before the feaste of saincte John baptiste nexte cominge. And moreouer, that no man after the saide feast, paie or receiue for paiment in any maner within the said realme, the said money called blankes, vpon the same peine conteined and ordeined by a statute made the thirde yere of kynge Henry, father to our saide soueraigne lorde the kynge, againste all that paie or receiue for paiment the money called galyhalpence, lushins and dotkins within the realme.

Cap. x.

Courtes.

Letters patentes.

¶ Item to the intent that the better & more suer gouernaunce be had within the courtes of our soueraigne lorde the kynge, to his profite, and ease of his people, which haue to pursue and to do in the same, It is ordeined and stablisshed, ỹ all the officers made by the kynges letters patentes roiall within the saide courtes, whiche haue power and auctoritee by vertue of their offices of olde times accustomed to make clerkes and ministers within ỹ same courtes, shalbe charged and sworne to make suche clerkes & ministers, for whom thei will answer at their peril, which be sufficient faithful and intending to ỹ parteineth to them in the busines, aswell of the kynges busines as of his people.

Cap. xi.

Measures.

¶ Item where as in olde tymes it was ordeined and lawfully vsed, ỹ tonnes, pypes, tercians, hoggesheades of galcoine wyne, barels of hearinge & of eeles and buttes of samon coming by wate of marchaundise into this lande, out of straunge countreies, & also made in the same lande, shuld be of certein mesure that is to sai, the tonne of wyne. CC. lii. galons, the pype. C. xxvi. galons, the tercian. lxxiii. galons, the hoggeshede three score and three galons, the barell of hearynge and of eeles. xxx. galons fully pakked, the butte of samon

lxxiii.

lxxxiiii. galons fully pakked, Neuertheles by ymaginacyon and subtiltee nowe late, suche vessels haue bene of muche lesse measure, to the great disceit and losse of the kyng and of his people, wherof especiall remedie was prayed in this parlyament, It is ordeyned and stablished, that no man, after the end of. xii. monethes of the feast of Easter nexte comming, shall bryng into the realme of Englande, of what cuntrey so euer it be, nor make within the same realme tonne of wyne, except it conteyne of the englysh measure. CC. lii. galons, the pype. C. xxvi. galons, and so after the rate, the tercyan and the hoggeshed of gascoyne wyne, vpon payne of forfaiture of the same wine. Nor barel of hearynge nor of eeles, oneles they conteyne. xxx. galons fully pakked, nor butte of samon, oneles he conteyn. lxxxiii. galons fully pakked, nor kynderkyns, tercyans, and firkins, of hearing, nor of eeles, nor of samō, but after the rate fully pakked, after the feaste of the natiuitee of sayncte John the baptyst nexte comming, vpon payne of forfayture of the sayde hearyng, eeles and samon, so brought or made contrarie to this ordynaunce, in what cytie, burgh and towne of the realme, or in any partie of England that suche defautes be found, to the lorde of the same towne. And that he that wyll sue and proue the sayd defautes, shall haue the. iiii. parte of the same forfayture. And the Justices of peace in all the counties of Englande, and mayres and baylyffes, hauyng power to enquyre of the peas, shall enquyre here and determyne all that same defautes. And that this ordinaunce extend, and haue strength, aswell within the countie of Chestre, as els where.

Tonne of wyne.

Justices of peas

CItem to the intent that the more bullyon may be brought to the mynt, and the greater plenytie of white money to bee made and currant within the realme, for the ease and profyt of the comynaltie of the same, is ordeyned and stablysshed, that the maister of the mynt shall kepe his allay in the makynge of whyte money, accordynge to the fourme of his indenture. And that the same maister receyue of euery person, that shal bryng any siluer to the mynt, the same money at the true valour as it is worth, accordynge to the same allay, vpon peyne to pay to the partie his double damages. And also to the intent that this ordynaunce may the better and more iustly be obserued, it is ordeygned, that the kynges assayer, whiche is a person indifferent betwixt the mayster of the mynt and the marchaunt, and also the controller of the mynt shalbe present, whan any such bullyon of siluer is brought to the mynt, to the intent that the sayd assayer may rightfull set the valour of the same accordyng to the lawe, in case of variaunce betwixt the mayster and the marchaunt, and the controller to controlle aswell syluer, whiche is brought to the sayd mynt, as brought out of the same, euery. ii. dayes faythfully and indifferently to do theyr deuoir, without takynge any rewarde other than the fee, which they shal take of the kyng, vpon the payne to yelde double damages as afore is sayd. And that the assayer and controller be credeble substancyal and expert men, hauyng perfyt knowlege in the mystery of goldsmithes and of the mynt. And also that nother the maister of the mynt, nor the chaūge our for the tyme beyng, sell nor do to be sold, nor alyen to none other vse but to the coyn, no maner of gold nor of siluer wrought or vnwrought, coyned

Cap. xii.

Mynte.

Money.

Maister of the mynte.

Allay.

Bullion.

Comptroller of the mynt.

Chaungeour.

or not

or not coyned, or bullion whiche is brought to the mynt, or to the eschaunge, but applie the same onely to the money accordynge to the fourme of the said indenture, vpon the payne conteyned in the same indenture. And that the same maister of the mynt cause to be stryken fro tyme to tyme half nobles farthinges of golde, grotes, halfgrotes, pens, halfpens and farthinges, for the ease of the people, accordynge to the tenour of the indenture made betwyxte the kynge and hym, vpon the payne conteyned in the same, so that the common people mate haue recours to the eschaunge for smal golde and whyte money as they reasonably shall nede.

Cap.xiii. Money. Syluer,

¶ Item for asmuch as great scarcytie of white money is within the realme, because that siluer is bought and solde not coyned at the price of .xxxii.s. the pound of Troy, where as the same pound is no more of valour at the coyne than .xxxii.s. (abated for the coynage .xii. d) it is ordeyned and stablished, for the increase of white money, that no man, of what estate or condicion that he be within the realme, shal bye or sel no siluer in plate, peece, nor in masse, beynge as good of allay as the sterlynge, aboue .xxx.s. the li. of Troy, ou the fa shyon, vpon the payn of forfayture of the double valour of asmuche as he byeth or selleth contrary to this ordinaunce. And that the one halfe be forfayte to the kynges vse, and thother halfe to the vse of hym that wyll sue and proue the same forfayture. Prouyded alwayes that they whiche go to the coyn, may haue and take of the mayster of the same coyne, accordynge as is lawfully conteyned in the indentures therof made betwyxt the kynge and hym, And also the maister of the said mynte, for the tyme beynge, may take and deliuer as is conteyned in the said indentures without takyng more for the ease and profyte of the comon people.

Maister of the mynte.

Cap. xiiii. Goldsmyth.

¶ Item that no goldsmith nor worker of siluer within the citee of London, sel no workmanshyp of syluer, oneles it be as fyne as the sterlynge, except the same nede sowdour in the makynge whiche shall be allowed accordynge as the sowdour is necessary to be wrought in the same. And that no goldsmyth nor iewellour, nor none other that worketh harneys of syluer, shal sette any of the same to sel within the citee, before that it be touched with the touche, & also with a marke or signe of the workman of the same, vpon payne of forfayture of the double, as afore is sayd. And that the marke and signe of euery goldswyth be knowen to the wardeyns of the crafte And if it may be found, that the sayd keper of the touche, touche any suche harneys with the Leopardes hed, except it be as fyne in allay as the sterlyng, that than the keper of the touch for euery thyng so proued, not as good in allay as the said sterlyng, shal forfayt the double valour to the kyng, and to the partie as is aboue recyted. And also it is lykewyse ordeyned in the citee of Yorke, Newcastell vpon Tyne, Lyncolne, Norwich, Bristowe, Salesbury, and Couentree, that euery shal haue dyuers touches, according to the ordinaunce of the maires, baylyffes, or gouernours of the same townes. And that no goldsmythes, nor other workers of syluer, nor kepers of the sayd touches within the same townes, shall set to sale nor touche any syluer in other maner than is ordeygned before within the cytee of London, vpon payne of the

Gewellour.

Touche.

Sterlyng.

London.

sayde

ſayd forfayture. And more ouer that no goldſmyth nor other worker of ſyluer within the realme of Englande, where no touche is ordeined, as afore is ſayde ſhall worke any ſiluer, except it be as fyne in allay as the ſterlynge, and that the goldſmyth or worker of the ſame ſyluer, ſet vpon the ſame his marke or ſigne, before he ſet in to ſalue. And if it be founde, that it is not as fyne as the ſterlyng, that than the worker of the ſame ſhall forfaite the double valour in maner and fourme as before is recyted within the cyte of London. And the Juſtices of peace, mayres, and baylyffes, and all other hauyng power as Juſtices of peace, ſhall here, inquyre, and determyne, by byll pleynt or in other maner, al that do contrarie to the ſayd ordynaunces, and therof to make due execucyon by theyr diſcrecyons. Prouyded always that if the maiſter of the mynt that nowe is, or which for the tyme ſhalbe offende or haue offended in his office of the ſayd mynte, that than he be corrected and iuſtified accordyng to the fourme of the ſayd indentures.

Juſtices of peace

Maiſter of the mynte.

¶Item it is ordeyned, that the ſtandyng of nettes and engines called trinkes, and all other maner nettes, which be and were wont to be faſtened and hanged continually day and nyght by a certeyn tyme in the yere, to greate poſtes botes and ancres ouerthawart the ryuer of Thamyſe and other ryuers of the realme, which ſtandyng is a cauſe and an occaſyon of a greatte and aſſnuche deſtruction of the broode and frye of fyſſhe, and diſturbaunce of the comen paſſage of veſſels, as be the weares, kydels, or any other engynes, be wholly defended for euer. And that euery perſon that ſetteth or faſtneth them fromhenſforth to ſuch poſtes, botes, and ancres, or lyke thyng, contynually to ſtand as afore is ſayd, and be duely therof by the courſe of the lawe conuicte, he ſhall forfait to the kyng. C.s. at euery tyme that he is so proued in defaut. Prouyded alwayes, that it ſhalbe lawful to the poſſeſſours of the ſayd trynkes, if they be of aſſyſe, to fyſſhe with them in al ſeaſonable tymes, drawynge and conueyenge them by hand as other fyſſhers do with other nettes, and not faſtnyng or takkynge the ſayde nettes to the poſtes, botes, and ancres, contynually to ſtande as afore is ſayd. Sauyng alwayes to euery of the kynges liege people theyr ryght tytle and inheritance in their fyſſhynges in the ſayd water.

Cap. xv.

Nettes.

Frye of fyſſhe.

Trynkes.

¶Here begynneth the ſtatute made at weſtmynſter the thyrd yere of kynge Henry the vi.

OUr ſoueraygne lorde the kynge, by the aduyſe and aſſent of the lordes ſpirituall and temporall, and at the ſpecyall requeſt of the comons aſſembled in this parlyament, holden at weſtmynſter the laſt day of Aprill, the thyrd yere of his reigne, hath ordeyned and ſtabliſſhed certain ordinaunces and ſtatutes to the honour of god and for the weale of his realme in the fourme folowyng.

¶Fyrſt where as by the yerely congregacyons and confederacyes made by the maſons in their generall chapiters and aſſembles, the good cours and effecte of the ſtatutes of laborers be openly violate and broken, in ſubuerſion

uercion of the law, and to the great domage of al the comons, Our said soue raine lorde the kynge, willinge in this case to prouide remedie, by the aduise and assente aforesaide, and at the especiall requeste of the said comons, hath ordeined and stablished, that suche chapiters and congregacions shall not be from henceforth holden. And if any suche be made, thei that cause such chapiters and congregacion to be assembled and holden, if thei therof be conuict, shall be iudged for felons. And that all the other masons that come to suche chapiters and congregacions be punished by imprisonmente of their bodie, and make fyne and raunsome at the kynges will.

Cap. ii. Sheepe.

Item because that diuers persons do daily bringe out of the realme great nombre of sheepe with fleese into Flaunders and other countreies beyonde ꝑ sea, and there thei sheare them, and sell as wel the same sheepe as the woolles of the same to men of the same countrey, so that by suche persones the sheepe within the same countrei of Flaunders and other parties in shorte tyme be lykely to be greatly encreaced and multiplied, to the great disceite, losse, and domage of our soueraigne lorde the kynge of his customes and subsidies of the said woolles, and also to the great hinderance of al the realme, and dy-

Woolles.

minucion and abatement of the price of woolles as well at the staple of Ca-leis as here in Englande, oneles remedy be prouided in this behalfe, Our soueraigne lorde the kynge, consideringe the premisses, by the aduise and assent, and requeste aforesaide, hath ordeined and graunted by the auctoritee a foresaide, that no maner person, of what estate or condicion that he be, from henceforth be suffred to ship within the reaume of Englande any sheepe fleced or shorne into the said countrey of Flaūders, or to any other parties beyonde

Calais.

the sea, excepte it be to bytaill the towne of Caleys and the marches there of. And that euery man that maie be espied, which vnder the colour of vitaillynge of the same towne and marches of Caleis, passeth into any other places than to the same towne and marches, with any sheepe fleced or shorne, excepte he haue the kynges lycence, shal forfaite to the kynge the same sheepe, or the valour therof, as oftentimes as he shalbe founde therin defectiue.

Cap. iii. Customer.

Item it is ordeigned and stablished, that if any customer, collectour, or controller of the kynges customes, of cokettes of clothes, of subsidies, of tonnage or pondage in any porte or place of Englande, be duely atteinted or conuicte at the kynges suite of fals concelynge of the kynges custome, or subsidie, duely entred and paied by any marchaunt, that than the saide customer, collectour, or controller, so duely atteinted or conuicte by the lawe, shall lose and forfaite to the kynge the treble valour of the marchaundises so duely customed, and make fyne and raunsom. And he that will sue, shall haue the thirde parte for his labour.

Cap. iiii. Staple. Caleys.

Item where as by a statute made in the time of the noble kynge Edwarde the thirde it was ordeined, that the staple and the marchaundises of ꝑ staple shalbe brought to Caleis, amonges whiche marchaundises it was ordei-ned by the same statute, that butter and cheese shulde be merchandises of the staple, by whiche ordinaunces diuers persons of the realme of Englande haue had great domage, because that the saide butter and cheese be so tendre

merchaun-

marchaundiſes, that they may not tarye theyr marchauntes, as our ſouereigne lorde the king hath perceyued by the greuous complaint of his ſaide comens: The ſame our ſouereigne lorde the kinge, willinge to prouide remedie in this behalfe, by the aduiſe and aſſent aforeſayd hath ordeyned and ſtabliſhed, that he that will bringe butter and cheeſe to anye other partyes than to the ſayd ſtaple, ſhal ſue to the chaunceler of Englande for the tyme beinge, to haue lycence in this partie. And that the ſame chaũceler haue power to make to him ſuch licences vnder the kinges great ſeale, if it lyke hym ſo to do by his diſcrecyon. Chaunceller of Englande.

Item where as in the laſt parliament it was graunted, that a cõmiſſion for the water called Ley, one of the great riuers, whiche extendeth from the towne of Ware till the water of Thampſe in the countyes of Hertforde, Eſſex, and Middelſex, to ſurueye, redreſſe, and amende al the defautes in the ſayde water, for the paſſage of ſhippes and bootes, as in the ordynaunces and ſtatutes of the kinges noble progenytours is conteyned. And for as muche as the ſame commmiſſion was directed to diuers great men, lordes and other perſons, whych therto might not attende. It is ordeined and ſtabliſhed, that the chaunceler of England ſhall haue power to graunte ſuche commiſſions at all times nedeful, to ſuche indifferent perſonnes dwellynge therabout, which therto beſt can and maye entende to enquire, redreſſe, and amende all the defautes being in the ſayd water, aſwell by diuers trenches made out of the ſayd water, as of al other maner ſtankes, kidels, weares or mylles, beinge or made to the anoiaunce of the paſſage of botes in the ſaide water, accordyng to the purport and tenour of the ſtatutes in this caſe prouided and ordeyned. Cap. b. Ley the ryuer. Cõmyſſyon. Chaunceller of England.

☞ Here beginneth the Statute made at Leycester, the fourth yere of kyng Henry the vi.

THeſe be the ordinaunces and ſtatutes made by our ſoueraygne lorde the kinge, by the aduyſe and aſſent of the lordes ſpirituall and temporall, and at the ſpecial requeſte of the comens of hys realme, in his parlyament holden at Leyceſter, the .xvm. daye of Febꝛuary, the fourth yere of his reigne being to the honoure of god and for the weale, profit and eaſe of his realme.

Fyrſt where a greuous complaynt hath bene made to the kynge by hys comens in this parlyamente, that where dyuers writtes at the ſuyte of the parties be ſeuerally directed to ſheriffes of the realme, to take dyuers perſons by theyr bodies, the ſame ſheriffes, after the wryttes to thẽ ſo directed take great ſummes of money of the partyes, whiche be ſo purſued for theyr maynprize: And moreouer ỹ ſayd ſheriffes do take great ſũmes of money, to imbeſil the kinges wrytte in diuers caſes, to the greate impedimente & hinderaunce of the parties purſuinge. To the greate oppreſſion and impouerilſhynge of the cõmen people of the realme: And where as wrytes be directed to the ſaid ſheriffes, to impanel diuers perſons to paſſe in enqueſtes betwixte parties, & to returne & certifie theyr names in the kinges courtes Capi. i. Shyrryffes.

the same sheriffes do returne and certifie by vertue of the sayd writtes, the names of diuers men empanelled, without any warning thereof made to them, to theyr great losse and domage: It is ordeyned and stablished that euery sheriffe for the time being, shall returne the writtes to him directed in the kinges courtes, at such dayes as they be returnable. And ỹ the same sheriffes in reasonable time warne all the persones impanelled, to passe in enquestes in the kinges courtes, that they maye appeare at such dayes as thei haue by the kinges writtes. And if any sheriffe do the contrari of any of the sayd articles, thã the party that feleth them selfe greued, maye sue by bil or writ vpon his case against the sheriffe, aswell in the eschekier as in any other of the kinges courtes, in which suytes yf the sheriffe be conuyct, the party that sueth shal recouer in ỹ same suyte his double damages. And that the Justices of peace, stewardes of letes and hundredes, haue power to enquire of suche mispriſions and defautes of the sayde sheryffes, and to certifye theyr sayde enquestes before the iustyces of delyueraunce, so that they may put the sayd parties to aunswere, vpon which aunswer if they be founde guilty, they shall make fine and raunsome to the king. And thys ordinaunce shal endure til the next parliament. And as to the lettynge to maynprise, the statutes made in times past, & not repealed, beinge in theyr owne force, shalbe holden and kept in all poyntes.

Haue's. ſ

Justyces of peace.

¶ Item where as at the parliament holden at westminster the second day of May, the .ix. yere of the reygne of king Henry the fifth, father to our soueraygne lord the king that nowe is, because that the takinge of assyses was generally ceassed through the realm, by reason of an ordinaūce made by the sayd late kinge, our soueraigne lord the king cõsidering the disseases & domage, which many of his lyege people haue had and susteyned by the same ceassing, cõmaundeth, that the Justices shal hold the assises through the realme in the maner accustomed. And for to eschewe the dyscrision of persons, which than were passed & shulde passe in the viage of the sayd late king, and also of the persons which were abiding in the seruyce of the sayd king in the parties of Normandy and of Fraunce, it was ordeyned & prouided that in euery protection with the clause of (Volumus) to be made for any of the same persons, there shuld be in the clause of exception conteined in the same, omission of these wordes, Assise nouel disseisine. And ỹ all those protections shuld be allowable and alowed for them and euery of them in al the kinges courtes and other places, where such protectiõs be set forthe for auysuch persons in al pleas of assises auel of nouel disseisin as of frech force without any difficulty. Prouyded alwayes that the iudgementes to be giuē from henceforth in such assises arrayned or to be arrayned, shal not be preiudicial to any persons so abiding in the kinges seruyce beyonde the sea, as afore is sayd, which haue auye thinge in reuercion or in remaynder in landes or tenementes, wherof suche assises were or should be arrayned they which had in reuercion or in remaynder in such landes or tenemētes, shuld not be named in the same assises, but that they shuld be against them holly voyde. And this ordinaūce shal endure til the parliamēt, which shal be

Capi ii. Assyses.

Proteccyon.

be firſt holden after the verte returne of the ſaid late king into Englande. And if the ſame ordynaūce touchyng the ſaid perſons ſo abiding in the kinges ſeruyce beyond the ſea, and alſo touchyng the ſayd perſons which than were paſſed or ſhuld paſſe in the ſayde viage, were not ſufficient for the eaſe and ſuertie of theym: It was alſo accorded and aſſented, that the lordes of the kynges counſell for the time beynge, ſhuld haue full power by auctorytie of the ſaid parliament, to ſet, ordeyne, and prouyde ſuffrāt remedye for the eaſe and ſuertie of all the ſame perſons, as for them and euery of theim ſhulde ſeme to the ſaide lordes mooſte expedient and anayable in the caſe, after their good aduiſe and diſcretions, whiche ordynaunce is determined by the deth of the ſaydlate king: Our ſoueraigne lorde the kynge, conſyderyng the good and greable ſeruyce, whiche many of his faythfull ſubiectes haue done to him, and dayly doth in the parties beyond the ſea, in the compay of his deere vncle the regent of Fraunce duke of Bedford, and of his deputies in the parties of Fraūce, and for ſo muche wyllinge for theyr eaſe and ſuretie lykewyſe to ordeyn and prouide in this caſe, of the aſſent & aduyſe of the lordes ſpyrituall and temporal, & alſo of the comens in thys parliament aſſembled, hath ordeyned, that the ſaid ordinaūce made the ſaid.ix. yere ſhall ſtande as a ſtatute and lawe effectuall and anayable in al pointes for all perſons whiche now be & herafter ſhalbe abydyng in the kinges ſeruice in the company of the ſaide regent, or of his deputies in the parties of fraūce and Normandie, to endure from the fyrſt daye of June, the.iiii. yeare of the reigne of oure ſoueraigne lorde the king, till the ende of.iii. yeres thau next folowynge. Prouyded alwayes that al ỹ entrees to be made after the ſaid fyrſte day of June, ſhal not be compriſed in this preſent ordynaunce, And that none, which ſhall make ſuche entrees after the ſaid fyrſt day of June, ſhall haue any benefyt of the ſame ordynaunce.

Capi. iii.

¶ Item where as at the parlyamēt holden at weſtmynſter, the ſecond day of May, the.ix. yere of the reygne of kyng Henry, father of our ſoueraigne lorde the kyng that now is, it was reherſed, how that at the parliamēt holden at weſtmynſter, the.xiii. yere of kyng Edward the thyrd, it was ordeyned by the auctho̲rytie of the ſaid parliamēt, that for miſpriſion of the clerk in whatſoeuer place it be, no proceſſe of plee ſhoulde be vndone nor diſcontynued by ouerſight in writynge a letter or ſyllable to moche or to lytle: but as ſoone as the thing were perceyued by challenge of the ptie, or in other maner, it ſhuld be haſtely amended in due fourme, without grevyng anauntage to the partye that chalengeth the ſame, bycauſe of ſuche miſpriſyon: The ſayd late kynge Henry, conſyderynge the diuerſitie of opinions, which men had vpon the ſayde ſtatute, and for to put the kynge in more open auauntage, did declare & ordeyne by auctorytie of the ſayd parliament, holden the ſayd.ix. yere, that the Juſtices, before whome ſuch plee or prouyſe is made or ſhalbe depended, ſhall haue power and auctorytie to amende ſuch recorde and proces, as well after iudgement giuen as before, by force of the ſaid ſtatute made in the time of the ſaid kyng Edwarde, whiche ordinaunce ſhould en-

Miſpriſion of the clerke.

Syllable.

dure til the next parlyament, which shuld be first holden after the returne of the sayd king Henry the father into England from beyond the sea, and which now is determined by the deth of ꝑ said late king Henry the father Our soueraigne lord the king, by the aduise & assent afore sayd, hath ordeyned and stablished, that the sayd statute, & the effecte of the same, made the sayd .iii. yere, shal hold strength, force, and effecte, in euery record & proceste of the same, as wel after iudgement giuen vpon a verdicte passed, as vpō a mater in lawe pleded, as a statute auaylable and effectual in lawe to endure forever. Prouided alwaies that this statute do not extend to records and proceses, to the parties of Wales nor to the records & proceses, wher by any person is or shalbe outlawed at any mannes suyte.

wales.

Cap. iiii. Item our sayd soueraigne lorde the king, by the aduise and assent afore sayd hath ordeyned & stablished that all the writtes suytes and proceses, which all the knightes ꝑ were made knightes by ꝑ king in the time of this parliament holden, haue depending, & which euery of thē hath depending, not determined, be good & effectuall, not abatable by the law, because that they be made knightes, or because that anye of them is made knight.

Knyghtes.

Capi. v. Item whereas the noble king Richard the seconde after the conqueste at his parliament holden at Westminster the .xv. day of sainct Hillary, the xvii. yere of his reigne, of the especyall requeste of the comens of the same parlyament did graunt licence to al his liege people of his realme of England, to ship and cary corne out of the sayd realme, to what partie thē pleased, except to enemies, paying the subsidies and deuoyrs ther of due, notwithstanding any ordinaunce, proclamation, or defence, made before to the contrarie. Neuerthetes the same late kinge, willinge that his councell might restraine the sayd passage when to them semed nedeful for the profit of the realme: Our soueraigne lord the kinge at the especiall requeste of the comens of this present parliament, and by the aduise and assent afore sayde, wyll and graunteth, that the sayd statute be holden and kepte in all poyntes, so that his councel may restrayne the sayde passage when to them shal seme necessary for the people of the realme.

Corne caried out of the realme.

Here beginneth the statute made at Westminster, the vi. yere of kyng Henry the. vi.

OUr soueraigne lord the king at his parlyament holden at Westmynster, the .xv. of sainct Michel. the .vi. yeare of his reigne, by the aduise and assent of the lordes spiritual and temporall, and at the special instaunce & requeste of the comens of his realme, in the said parliament assembled, hath done to be made certein statutes and ordinaunces to the honour of god, and for the wele and ease of his people in the maner and fourme folowing.

Cap. i. Indytement. Conspiratie. First because that diuers of the kinges faythful subiectes by false ymagination couin and conspiratie of certeyn offenders, be endited before our soueraigne lorde the kinge in his benche of diuers felonyes and treasones by suspecte informers, hyred and procurred to the same by confederacy and couin

couin of the sayd conspiratours, by force of whiche enditementes a capias is awarded to the sheriffes of the countie, where the sayd benche is returnable within .ii. or .iiii. dayes, at whiche daye yf the partie so endyted come not, and exigend is awarded, wherby the goodes, and catals of suche persons endited be forfait to our soueraygne lorde the kinge, to the fynall destruction of dyuers of the kinges faithfull subiectes, as the same oure soueraigne lorde the kinge hath conceyued by the greuous complaynt of the sayd comens made to him in the sayde parliament: Our sayde soueraygne lorde the kinge, willinge in this case to prouide remedye, hathe ordeyned by the aduise and assent of the sayd lordes, that before that any exigend be awarded against suche persons endited before the king in his sayd benche writtes of capias shall be directed, aswell to the sheriffe or shiriffes of the countie, wherof they be named in the enditemētes, the same capias hauinge the space of .vi. wekes at the lest, or lenger time by the discrecion of the said Justices, if the case that requyre, before the returne of the same, which writes so returned, the Justices shall procede in the maner as they haue done before this time, and if any exigend be awarded, or any outlagarie pronoūced hereafter against such persons endited, before the returne of the sayde writes, the same exigend so awarded, with the outlagarie therof pronounced, shalbe voyd and holden for none. And this ordinaunce shal endure as longe as shal pleese the kinge. Exigend.

¶ Item because that diuers of the kinges liege people in times past haue bene disherited, because that in speciall assises the tenaūtes and defendantes might not haue knowledge nor copie of the panel of them that be empanelled to passe in the sayd assises, to enfourme them of theyr right & tytles before the daye of the session that the assises shalbe demaunded: Our soueraigne lord the king, willing therof to prouide remedye, hathe ordeyned and stablyshed, that the panelles of the assises shalbe arayed, and a copy indented of the same by the sheriffe delyuered to playntiffes tenauntes and defendaūtes .vi. dayes at the least before the session of the Justices, if they the same demaūd. And as to the returne or answer of the bailiffes of fraūchises, they shall make theyr returnes or aunswers to the sheriffes of such special assises .vi. dayes before the session in the maner as afore: And that vppon peyne of .xl.li. to be payde by the sayde sheriffes or bayliffes to the kinge, as often as they or anye of theym do contrarye to this ordynaunce or statute. Cap. ii. Assises. Panell. Copie.

¶ Item where as it was ordeined in the parliamēt holde at Cantebridge the twelfth yere of king Richarde the seconde, how much euery seruaunte of husbandrie shall take by the yere for his seruyce, and if anye do contrarie to the same ordinaunce, and therof be attaynted, that he shall pay, that is to say, aswell the giuer as the taker the excesse so geuen or taken, and at the second defaute of theyr atteindre, the double valour of such excesse, & at the third defaute, the treble valour, and if the sayd taker haue not wherof he may pay the sayd excesse, that thā he shal haue imprisonmēt of .xl. daies. And also by an other statute made at ỳ parliament holden at Westminster Capi. iii. Seruaunt of Husbandrie.

Justyces of peace.

the.xiii.yere of the sayd late kinge, it was ordeyned and stablished, that the Justices of peace in euerye countye of Englande in theyr sessyons holden betwixte the feaste of Easter and sayncte Michell, make proclamacion by theyr discrecion, according to the derth of bytayls, howe euery mason, carpenter, tyler, or any artificers working by the day, aswel in August as in other times of the yere, after theyr degree, shall take the daye with meat and drinke betwene the sayd sessions, as a thyng by the statute: which statutes be not kept nor put in execucion, that is to say the fyrst statute, bycause that the punishment in the same is to hard vpon the maysters of such seruauntes, forasmuch as they shalbe destitute of seruaũtes, if they shuld not passe the ordinaunce of the statute, and the seconde statute, bycause that no peyn is limit against him ỹ doth the cõtrary to the same statute: Our soueraigne lord ỹ king willyng in this case to prouide remedye, hath ordeygned by auctoritie of this parliament, that the iustices of peace in euery county for the time beinge, and the mayre of the citye of London for the time beinge, and the mayres and bayliffes in euery citye burgh or towne, shall haue suche power and auctority to make proclamation in theyr ful sessions ones by yere, and so in euerye burghe and market towne within theyr iurisdiction, howe much euery seruaunt of husbandry shal take for his seruyce by the yere thã next folowing, & that they make two times proclamation in two sessions, by them to be holden betwixte the feast of Ester and sainct Michell, and in euery burghe and market towne, howmuch euery artificer and workeman shall take by the daye, and by the weeke with meate and drinke or without meat or drinke, aswel in August as other times of the yeare. Prouyded alwayes that if any be retayned by the weke for husbandry or other labour that he shall take nothing for the festiuall dayes in such weeke, nor for the halfe dayes for the euens of such feastes. And that euerye proclamacion so to be made, be holden as a thing ordeyned by statute: And if anye seruaunt artificer or workeman do the contrary of suche proclamacion so to be made & be therof attaynted at the kinges suyte, he shal forfeyt to the kinge euery time the valour of his wages, & if he haue not wherof to make gree to the kinge, he shall haue imprisonment of. xl. dayes without beinge let to bayle or mainprise in any maner. And that the iustices of peace mayres and bayliffes aforsayd, than for the time being, shall haue power and auctorite to here and determine such offences, aswell at the kinges suyte by suggestyon surmised, as at the suyte of the partye in suche case greued, and theruppon to make and award writtes of capias as oftentimes as to them shall seme wel to be done, agaynst such seruauntes artificers and workemen, at euery persons suyte that feleth him in suche case grieued or molested, returnable before them selfe, or before any other Justices of peace or mayres or bayliffes for the time being, at a certeyn daye in theyr sessions, at which daye yf any suche seruaunte artificer or workeman come before the sayd iustices of peace, or before mayres or bayliffes, by force of such writes, or in any other maner, that then the same Justices of peace mayres or bayliffes for ỹ time being, shal haue full power and auctorite to examin by theyr discrecion &

Mayres. Bayliffes.

knowledge

knowlege, aswel suche seruaũtes artificers & workmen, as theyr maisters, howe moch suche seruaũtes artificers & workmen do take by the yere, by the daye, and by the weke. And if they finde by suche exampynacyon, or by plee betwyxte the same seruauntes artificers workmẽ and theyr maysters, the contrarie to be done of suche proclamacyons so to be made, that the sayde seruauntes artificers and workmen and labourers shalbe punysshed in the fourme aforsayd. And they shal yeld to the partie greued his double damages. And yf any of them departe or voyd into an other countie, that thã it be lawful to the sayd Justices of peace mayres & baylyffes for the time beynge, to make and graunt writes of Capias as many and such as be requisite, directed to the cheryffes of the counties where suche seruauntes artificers and workmen be fled, to take theyr bodyes, returnable before them at what tyme shal please them, so that if they come by suche processe, they shal be put in prison til they finde sufficient suertie wel to serue theyr sayd maysters. And that this statute begyn to holde place, as to the punysshment of suche seruauntes receyued by the yere or by the halfe yere, after the feast of saynt Michel next commynge, for the offences in this behalfe done by them after the said feast. And that al the mayres & bayliffes, which be wardeins of the peace in anye cities, townes, or burghes, of the realme for the time beinge, shall haue like power correction and execucion, of the sayde ordynaũce so to be made, and of all statutes of labourers within the said townes cities and burghes, as the Justyces of peace haue in theyr counties. And moreouer that the Justyces of peace in euery countie, and the mayres and bayliffes in euery such cytie burghe or towne, shal haue power and auctorite to make proclamacyon & execucyon of and in the premysses as afore is said. And this ordinaunce shal endure tyl the nexte parliament.

¶ Item where it was ordeined & stablished in the .viii. yere of kynge Henry the fourth, graundfather of our souereigne lorde the kyng that now is, that knyghtes of the shyres for the parliamẽt shuld be chosen in the maner and fourme folowing, that is to say, at the nexte countie to be holden after the delyuery of the writ of the parliament, proclamacyon shalbe made in the ful countie of the daye & place of the parliamente. And that al they that there be present, aswel suitours duely sõmoned for this cause as other, shall entend to the election of theyr knyghtes for the parliamente. And than in ful countie they shall goo to the election frely and indifferentlye, notwithstandinge any prayer or commaundement to the contrarie. And that after that they be chosen, whether such persons chosen be present or absent, their names shalbe writẽ in indentures vnder the seales of al the choosers, & annexed to the saide writte of the parliament, which indenture so sealed and tacked, shalbe holden for the returne of the saide writ, as to the knyghtes of the saide shyres. And also in the writes of the parliament hereafter to be made, this clause shalbe put in the maner as foloweth. Et electionem tuam in pleno comitatu tuo factam, distincte et aperte sub sigillo tuo et sigillis eorum qui electioni illi interfuerint, nos in cancellaria nostra ad diem et locum in breui cõtentos certifices indilate. And for asmoche as in the same

Cap. iiii.

knyghtes of shyres.

statute no peyne was ordeyned nor specially put vpon the sheriffes of the countie, if they make theyr returne contrarie to the sayd statute: It was ordeined and stablished the xi. yere of the sayd king Henrye the fourth, that the Justices of assises shoulde haue power to enquyre in theyr sessyons of assises of such returnes made, and if it be founde by enqueste and due examinacion before the same Justices, that anye suche sheriffe hathe made or hereafter make any returne against the tenour of the sayd statute, that the same sheriffe shuld incurre the payne of an. C.li. to be payd to our sayd soueraigne lord the king. And moreouer, that the knightes so vnduely returned shall lose theyr wages of the parliament in olde times accustomed, to the great mischieues of the sheriffes & knightes of the shire, whiche be forbarred & out of theyr answer, agaynst such enquestes of office taken before the sayd iudges, because of the statutes and ordinaunces aforesayde: Our soueraigne lord the kinge, willing in this case to prouide remedie, hathe ordeyned and stablished, that al the knightes of the shires, chosen for this present parliament, and the sheriffes of the same countyes, agaynst whom any enquestes or offices of vndue election be found before the iustices of assises shal haue theyr aunswere & trauers against such enquestes of office taken. And also all the knightes hereafter so to be chosen & the sheriffes þ shall make suche elections, shal haue theyr aunswere & trauers, against such enquestes & offices before any Justices of assises hereafter to be taken, & the sayd knightes and sheriffes shall not be endamaged agaynst our sayde soueraigne lord the kinge or his successours, by anye suche enqueste taken or to be taken, tyll theybe duely conuicte by the fourme of the lawe.

Edward iii.

Capi. b. & cõpassyons of sewars.

¶ Item our soueraygne lord the king, by the aduyse & assent aforsayd cõsidering the great domage and loses, whiche nowe late be happened by the great rising of waters in diuers parties of the realme, & that muche greater domage is very likely to ensue, if remedy be not hastelye prouided, hath ordeyned & graunted, that by. C. yeres next ensuing, seueral commissions of sewers shalbe made to diuers persons by the chaūceler of England for the time being, to come in all parties of the realme, where shall be nedefull, according to the fourme as hereafter foloweth.

HENRY by the grace of god king of England. &c. to his welbeloued & faythfull A. B. C. & D. gretinge. Knowe ye, that where as the walles, dytches, gutters, sewers, bridges, caulceys, and weares by the cooste of the sea and marche, within the coostes and limittes of Lindeseye, in the countye of Lincolne, by rage of the sea flowinge and reflowing, and trenches of fresh waters be diuers places descending to the sea, be so decayed & broken that many inestimable domages for defaute of reparation of the same walles, ditches, gutters, bridges, caulceys, & weares, in times past haue happened there, & yet it is to be dread, þ much more hurt within short time shal happē onles hastye conuelable remedy be for the same prouided: we, forasmuche as by reason of our regall dignitie be bounden, to the sauegarde of oure realme roundabout, willinge in this behalfe conuenient hastye remedy to bee adhibite, haue assigned you. &c. of whiche. &c. we will to be one, our iustices

to survey

to ſurney ꝑ ſaid walles, ditches, gutters, ſewers, bꝛidges, caulceis, weares and trenches, & to enquyꝛe by the othe aſwell of knightes as other good & lawful men of the ſayd coũtie, aſwel within liberties as without, by whom the trouth of the matter may be beſt knowen, by whoſe defaut ſuche domages haue there happened. And who holdeth landes and tenemẽtes, oꝛ hath any comen of paſture oꝛ fyſchyng in thoſe parties, oꝛ els in anye wyſe haue oꝛ may haue the defence, pꝛofite & ſaufgarde, aſwell in peryll nigh, as from the ſame farre of, by the ſaid walles, ditches, gutters, ſewers, bꝛidges, caulceys and weares, & alſo hurt oꝛ cõmoditie by the ſame trenches, and there to diſtrein all them foꝛ the quantitie of their landes & tenemẽtes, oꝛ by the nõbꝛe of acres, oꝛ by the carues, foꝛ the rate of the pozcyon of theyꝛ tenure, oꝛ foꝛ the quantitie of theyꝛ comen of paſture oꝛ fyſching, together with the bailiffes of lyberties and other places of the coũties & places afoꝛſayde, to repaire ꝑ ſaid walles, ditches, gutters, ſewers, bꝛidges, caulceis, & weares, in the places neceſſarie, & the ſame oꝛ other as oftẽ & where ſhalbe nedefull to make of newe, and to cleꝛſe the ſaid trenches in places neceſſarie, and yf nede be to make new. So that no tenauntes of landes oꝛ tenementes, noꝛ any, hauyng cõmen of paſture oꝛ fyſchyng, ryche oꝛ poꝛe, noꝛ other of what cõdicion ſtate oꝛ dignytie, whiche haue oꝛ may haue defens cõmoditie and ſaufgard by the ſaide walles, ditche, gutters, ſewers, bꝛidges, caulceys, oꝛ weares, oꝛ alſo any hurt by ꝑ ſaid trenches, whether they be with in liberties oꝛ without (ſhall in any wiſe be ſpared in this behalfe) and foꝛ agyſtemẽtes vpon the ſea bankes, foꝛ ſaluacion of the ſaid parties, accoꝛdyng to the nombꝛe of ꝑ acres oꝛ perches by you. &c. of whom. &c. we wyl to be one, newly to nomber, and as often and where ſhal nede, of newe to make, and to depute certeyn diligent & true kepars foꝛ the ſaid ſaluation, & to here the accompte of ꝑ collectours of ꝑ money, which ſhall happen to be leueyed foꝛ this cauſe, and to be put in the reparacion & amendemẽt of the ſaid walles, ditches, gutters, ſewers, bꝛidges, caulceys, & weares, & ſtoppynge of ꝑ ſaid trenches, and to diſtrain by you. &c. of whome. &c. we wyll to be one, oꝛ by other, whom ye ſhall therto depute, foꝛ the arrerages of ſuch collection, as oftẽ as ſhalbe, and as ye ſhal thinke nedeful, and to make & oꝛdeine neceſſarie & couenable ſtatutes & oꝛdynaũces foꝛ ꝑ ſaluation & conſeruation of the ſaid ſea bãkes & marches, & ꝑ parties adioining, accoꝛding to ꝑ lawes & cuſtomes of Romney marſhe, and to here & determin accoꝛdynge to the law & cuſtome of our realme of Englãd, & the cuſtome of Romney marſhe al & ſingular the pꝛemyſſes, aſwell at our ſuite as ꝑ ſuite of any other ꝑ wil cõplayne befoꝛe you in this behalfe, and foꝛ to take & put in ꝑ ſaid woꝛkinges & reparacions as many ditchmakers & other woꝛkemen and laboꝛers foꝛ the ſaid woꝛkmanſhip and reparacions as may ſuffiſe foꝛ a competent wages to them in this behalfe to be paide, foꝛ the great and haſty neceſſitie inſtaunt. And therfoꝛe we cõmaund you, that at certeyn daies and places, which you. & cetera. of whome. &c. we wyll to be one, thereto ſhall pꝛoupde, ye ſhall ſurney the ſaid walles, ditches, gutters, ſewers, bꝛidges, caulceys, weares, and trenches. And all and ſynguler the pꝛemyſſes do and accom-

plithe, and here and determine in fourme afozesayde, so that foz defaute of reparacio of the sayd walles, ditches, gutters, sewars, bzidges, cauceys and weares, and stopping of the said trēches, no hurt noz peril shal in any wise happen, and that ye compell al them, whom ye shal finde negligent oz rebel in reperacion oz makinge of theyz pozcions, hastelye to make and amend the same by distresses & amerciamentes & other wayes & meanes which to you shal best seme foz suche defautes, and that ye do all thynges which by you shal happen to be ozdeined in this behalfe aswel within liberties as without, fermely to be obserued, doing therin as to Justices pteyneth accozding to the lawe & custome of our realme of Englande: saunge to vs the amerciamētes & other thinges therof to vs perteyning, we haue also cōmaunded our sheriffe of the said countye, that at certeine dayes and places, which you. &c. of whome. &c. we wil to be one, shal do him to know he shal do to come befoze you. &c. of whome. &c. we wyll to be one, so many and such good and lawful men of his baylywike, aswel within liberties as without, by whom the trouth of the matter in the pzemisses maye best be knowen and enquyzed. In witnes wherof. &c. witnes. &c.

Cap. vi. ¶ Item it is ozdeyned by auctozity of the same pliament, that euery marchaunt, aswel denisin as alyen, may frely & saufly ship wolles, lether, wolfelles, & other marchaūdises of the staple, in the pozte of Welcombe, in the countye of Dozset, and fromthens to bzing theym to the staple of Caleys, paying the customes & subsidies due to the king. And that no marchaunt be impeched, molested, noz grieued by the kinge noz his heyzes foz anye shipping of the marchaundise afozsayde in the sayd pozt, any statute ozdynauns oz pzoclamation made to the contrary notwithstandinge.

Welcome. Dozte. Staple.

¶ Here beginneth the statute made at Westminster in the viii. yere. of kyng Henry the syxt.

TO the laude and honoure of almighty god, and of the holy mother the churche, our most noble chzistē soueraigne lozd Henry by the grace of god king of Englande and Fraunce, and lozde of Irland, in his parliament holden at Westminster ỹ mozow after sainct Mathewe the apostle, the. viii. yeare of hys reygne by the aduise and assent of the pzelates and great men of his realme of England, & at the special request and assent of the comens of the same realme being in the sayd parliament, hath ozdeined certein statutes & ozdinaūces foz the comen pzofit of the sayd realme, and specially foz the good and holsom gouernaūs and due execucion of the lawe to be had in the same, in the fourme folowing.

Cap. i. ¶ Firste foz almuche as the pzelates and clergy of the realme of England called to the conuocacion, and theyz seruauntes and famulyers that come with them to such conuocacion, oftentimes and cōmenlye be arrested, molested, and inquieted. Our sayde soueraygne lozde the kinge, willing graciously in this behalfe to pzouyde foz the security and quyetnesse of the sayd pzelates and clergie, at the supplycacion of the same pzelates and clergie,

Pzelates. Clergye.

and

and of ỹ assẽt of the great mẽ & comens aforesaid, hath ordeined & statuted that all the Clergie fromhensforth to be called to the conuocacyon by the kynges writ, and their seruauntes and familiers, shall for euer hereafter fully vse and enioy suche libertie or defens in cõming, taryenge, & goynge, as the great men and commynaltie of the realme of Englande, called or to be called to the kynges parliament, do enioye and were wont to enioye, or in tyme to come ought to enioye.

Item by cause that the kinges most dere vncle, the king of Denmarke, Norwey and Swenelande, as the same our soueraigne lorde the kynge of his intymation hath vnderstande, cõsideryng the manifolde & great losses perils, hurtes and domage, whiche haue late happened aswell to him and his, as to other foreyns and straungers, and also frendes and specyal subiectes of our said soueraigne lorde the kynge of his realme of Englande, by the goyng in, entryng, and passage of suche foreyn and straunge persons in to his realme of Norwey and other dominions, streytes, territories, iurisdictyons, and places, subdued and subiecte to hym, specyally into his Iles of Fymmarke and els where, aswel in their persons as theyr thynges and goodes, for eschuyng of suche losses, perils, hurtes and domages, and that suche lyke (which god forbyd) shuld not hereafter happẽ, our said soueraigne lorde the kynge hath ordeined and statuted, that al and synguler straungers, aswel englyshmen and other, willyng to apply by ship and come into his realme of Norwey and other dominions, straytes, territories, iurisdiction, Iles and places aforsaid, with their shyppes, to the intente to get or haue lyche, or any other marchaundyses or goodes, shall applye and come to his towne of Northbarum, where the said kyng of Denmarke hath specyally ordeyned and stablished his staple for the concourse of straungers, and specyally of englyshmen, to the exercyse of such marchaundyses, graunt yng to the said englyshmẽ, that they shal there enioy in and by all thynges the same fauour, priuyleges and prerogatiues, whiche they of the Hanse dyd enioy. Therfore our sayd soueraigne lorde the kynge, wyllyng the loue affinitie and amities to be fermely obserued, which betwirt his saide vncle and his noble progenytours of good memory, theyr realmes, landes, dominions, streytes, territories, iurisdyctiõs, and their saide places, and the same our soueraigne lorde the kyng, and his noble progenitours of famous memorie, his great mẽ, subiectes, realmes, lãdes, and dominions, hath ben of old tymes hetherto contynued, nor nothing by our said soueraigne lorde the kynge or his people to be attempted or done, wherby suche amities, by reason of any dissenyons enemyties or discordes might be broken, by the aduyse of the lordes spirituall and temporal, and of the comens of hys said realme of Englande, assembled in this present parliament, hath ordeined, prohibytynge that none of his liege people nor subiectes of his realme of England, by audacytie of their folie, presume to enter the realmes, landes dominions, streytes, territories, iurisdictions and places of the saide kyng of Denmarke, against the ordynans prohybytion and interdiction of the same his vncle abouc remembred, and in contempt of the same, vpon peine of forfayture

Capi. ii.

Norwey.

Denmarke.

of forfeyture of al theyr mouable goodes, and imprysonment of theyr person at the kinges will.

Cap. iii. Cõmyssyons of lewars.

Item our soueraigne lord the kinge consideringe how that at the laste parlyment holde at westm, the vi. yere of his reigne, he did ordaine & graūt by auctority of the said parliament, that seueral cõmissions of sewars shuld be made to diuers persons by the chaūceler of England for the time being to be named in al parties of the realme, where shalbe nedeful, vnder a certeyne fourme in the said ordinaūces and graunt conteyned, by whyche ordinaūces and graunt the sayd commissioners had no power nor auctorityе to do perfourme nor execute the thynges comprised within the sayde commissions, and therfore it is ordeyned and stablyched by auctorityе of this parlyament, that all such commissyoners shall haue power to do ordeyne and execute the statutes ordinaunces and other thynges to be made accordinge to the effecte and purporte of the sayd commissions.

Cap. iiii. Lyuery of clothe or hattes.

Item where as it is ordeyned by diuers statutes made in the tymes of the kinges noble progenitours, ỹ no knight nor none other of lesse estate, shuld giue any liuerey of clothes or hattes to other than to his meynials, and his officers and men lerned in the one lawe or the other, vpon ỹ payne of .C.s. to be leuyed of the giuer, and .xl.s. of the taker, as often as they do the cõtrarie, and he that wold sue should haue the one halfe of the payne after that that they therof be duely conuicte, and that the Justices of assises, and Justices of peace in euery countie of Englande shuld haue power fro time to time in theyr sessions to enquire of the sayd maters, and theym to here and determin, as in the said statutes and ordinaūces fully appeareth, which statutes and ordinaūces haue not ben duely kept, bycause that they that do contrary to the said statutes and ordinaunces before the said Justices may not be endited, for great mayntenaunces in this behalfe. Oure soueraigne lorde the kinge willinge to expell suche mayntenaunces, hathe ordeined by the auctority aforsaid, that the said Justices shal haue power by the same auctority, aswel at the kinges suyte as the partyes, to awarde writtes of attachement and distres against al them, which fromhensforth do the contrarie of the said statutes and ordinaunces, in the coūties where they holde theyr sessions directed to the cheriffes of the same coūtyes, returnable before the same iustices or Justice for the time beinge in theyr sessyons. And if the sayd cheriffes returne, that they agaynst whom suche writes issued, haue nothig, thā a capias and exigend, shalbe awarded against them in the maner as shall be done against them that be endited before iustices of peace trespasses done with force and armes agaynste the kinges peace. And if they appeare at any of the sayd writtes, the sayd iustices shal haue power by auctority aforsayd to examin them of the maters aforsayd. And they whom they find by examinacion, that haue done the cõtrarie of the sayd statutes and ordinaunces, shal incurre the paine comprised in the same statutes, that is to saye, the giuer .C.s. and the taker xl.s. as often as they do the contrarie, in the maner and fourme as they ought if they were by enquest duely before the sayd Justices conuicte, so that the said statutes

and ordi

and ordinaunces extend them (as to examinacion) to liueries for to be giuen against the fourme of the sayd statutes therof made before this tyme after the feast of Chrystmas next comminge, Prouided that the sayd ordinaunces extend aswel in the countyes of Chester and Lancaster by the examinacion and processe as afore is sayde, of the Justice of Chester or hys lieutenaunt there, as by examinacion of the Justices of the cõtie of Lancaster, so to be made against al them whych shal do the contrarie of the said ordinaunces in time to come. Prouided also that al the statutes and ordynaunces before made and not repealed of liueries of clothes by lordes giuen or to be giue against the fourme of ỹ same statutes, shall stand in their force. And that this statute extend not as to the execution of examinacion to the mayre sheriffes of London, for the time that they shall be officers, seriaunt es of the lawe at the time that they take the same estate vpon thẽ and them that do commence in the vniuersities within the realme of England at the time of theyr commencement, nor to them which for the time aforsayd shall take any suche liueries of them. And also that all those that shall take any suche liueries of clothe or of hattes of anye lorde spyrituall or temporal, or of any great lady in or of England, agaynst the fourme of the sayd statutes, they shalbe likewise examyned and punished in the maner as that take such liueryes of knightes or other of lesse estate as before. Prouided alwayes that in the time of warre it shalbe lauful to the lordes, knightes and esquyars, that do trauayle in suche warre, to gyue theyr liueries of clothing or of hattes, to theyr souldeours, and in suche wise as to thẽ best shall seme. And that it shalbe lauful for such souldeours to take and weare suche liueries of clothinge or of hattes for the time of suche warre, without being in any wise molested in this perty by force or vertue of the same statutes. And that moreouer, if any persõ, of what estate or cõdicion he be, after the sayd feast of Chrystmas, of his owne auctority & pro pre costes do bye or weare for his clothing any clothes or hattes called liuereys, of the sorte or of suyte of any lorde, lady, knyght, esquyar, or other person, for to haue supportacion socour or mayntenaũs in any quearel, or in any other maner, if he be therof duely conuict by examinacion or other wise, before by the statutes declared, he shal incurre the payne before limit of them that take liueries of lordes or other persõs, aforsayd & moreouer shall haue a hole yeres imprisonment without being let to bayle or mayn prise, for their falsitie and subtyl imagination in this party.

Item where as by the great chartre of liberties of the realme of England, and by a statute made the .xxv. yere of king Edward the third, it was ordeined and by a statute made & the .xii. yere of king Richard the second confirmed, that one weyght and one measure shuld be through al ỹ realme of Englande, aswell out of the Nayle as within. And in the same statute of the sayd noble king Edward, it is conteyned, that the weyght called a tuncell for the great domage and subtyl deceptes done by the same measure to the comen people, shalbe vtterly left and let aparte, and the welles & all other maner of marchaundises, and al other thinges leying in weight, bought or sold

Capi. b. Weyght. Measure. Tuncel weyght

Balaunce. sold, shalbe weyed be the balaunce, so that the tongue of the balaūce do not incline more to the one partye than to the other, with weyghtes sealed and accordyng to the standarde of the Escheker. And he that dothe contrarye to the domage of the seller, shall forfeyt to the kinge the valour of the goodes so weyed or measured. And that the partie compleynaunt haue the quatreble damages. And by the sayd statute of the sayde noble kynge Richarde, it was added, that the offender shalbe imprisoned by two peres, & make fine and raunsom at the kinges will. And that ỳ Justices of peace shoulde haue power to enquire of the said defautes, aswel at the kinges suyte as the parties. Our soueraigne lord the king, by auctorite of this parliament, hathe ordeyned & stablished, that the statutes and ordinaunces aforsayde shall be fermely kept and holden, and straitly executed. And moreouer for to eschue diuers great mischieues, which haue happened wythin the realme of England by the sayd auncel, and specially for to destroy the falsitye of the regratours of yarne, called Journe choppers, it is ordeyned by our sayde, soueraigne lord ỳ kinge, by auctorite aforsayd, ỳ in euery citye burghe & towne of the realme of England, a cōmen balaunce shalbe, with cōmen weyghtes sealed, & accordyng to the standerd of the escheker, vpon the commen costes of the said citie burghe or towne, in the keping of the mayre or constable of the same, to which balaunce and comen weyght, al the inhabitaūtes of the same citie burghe or towne, that haue not such weightes, and other ỳ haue, if they will, may frely weye without any thinge payinge, takinge neuertheles of foreyns for euery draught within the weight of .xi.li. a farthinge and for euery draught betwixt .xi.li. and houndert, an halpenye, and for euerye draught betwixt .C.li. & a thousand pound, a peny at ỳ mooste, whereof the weightes shalbe maynteined, and the officer lawfullye weyinge, rewarded by the discretion of the chefe of the citye burghe or towne, accordinge to hys attendaunce to the sayd occupation be it more or lesse. And that no man bye parte of wolle called woollen yarne, onles he will make clothe therof, nor vse weighte nor measure, nor other thinge in the place of weighte or measure, that is not sealed accordyng to the sayd standerd, nor set one thynge to the same by the waye of takinge or hiding, or in any other maner that may encrease the measure or weight, or let ỳ balaūce to haue his naturall cours, vppon the forfeiture and peine aforsayde. And that the Justices of peace, mayres, bayliffes, and stewardes of fraunchises, haue power by auctorite aforsayde to examine the trespassours in this case, and for to enquyre in especiall of all offenders agaynste this ordynaunce, and to do execution agaynste the ye that be founde defective, by enquestes or by examynacyon to be made by the sayd iudges of officers in this case in the maner as afore is sayd. And that this ordinaunce be holden and obserued, from the feast of Ester next ensuinge for euer. And that euery city, vpon payne of .x.li. euery burgh vpon payne of .C.s. and euerye towne, where a constable is, vppon payne of .xl.s. haue a commen balaunce wyth weyghtes accordinge to the sayd standerd, within two monethes after proclamacion made of thys ordinaunce, whithe peyne shall be leyed to the vse of oure soueraygne lorde

Wollen yarne.

the

the king, as often as they shalbe defective after the sayd proclamacion.

¶ Item forasmuche as our soueraigne lorde the kinge, at greuous com- Capi. bi.
plaint to him made by the cõmens of this realme of Englande, in the full parlyament hath conceyued, that diuers great mischiefes and subtyl felonyes and robberies nowlate haue ben done in the towne of Cantebrige, & in other places in the county of Cant and Esser, and in other places of the realme of Englande, by people offenders vnknowen, whiche make diuers bylles directed to diuers people of diuers townes, countyes, and other pla- Bylles.
ces of the realme of Englande, commaundinge them to put diuers great sommes of money in certeine places, where the said offēders might lightly cary the same away, without beinge taken or perceyued, certifyinge in the sayd bylles, that if they put not the same money in ỹ places by the sayd bylles assigned at a certaine daye, that the said offenders wold do the greteſt & most outragious vengeauns that they might to all thē that would not set such sõmes there. And for because that suche sũmes haue not ben put in diuersplaces, according to the purport of the same billes, many houses and goodes and catals of diuers persons haue ben felonously & trapterously at Cantebridge and els where in the countyes and places aforsaid, brēt & vtterly destroied, whereby the people and the townes countyes and other places aforsayd be greatly impouerished, & in poynt to be finallye destroyed. The same our soueraygne lorde the kinge willynge in this case to prouide remedy, hath ordeyned by auctority of this parlyament, that all such Burninges of houses.
brēninges of houses of any person, shalbe iudged highe treason. And that this ordinauns extend aswel to such brenninges made after the first daye of the reigne of our soueraigne lorde the kinge tyll this time, as to brenninges to be made in time to come. Sauing alwayes to all lordes & other persons theyr liberties and fraunchises as hath ben done and vsed before this time in case of forfayture of felony.

¶ Item where as the elections of knyghtes of the shyres to come to the Cap. bū.
parliamentes of our soueraigne lord the king, in many countyes of the realme of England now late haue bene made by veri great outragious and excessiue noumbre of people, dwellyng wythin the same counties of the realme of England, wherof the most partye was of people of smal substaūce and of no valoure, wherof euery of them pretended a voyce equiualent, as to such elections to be made with the most worthye knyghtes and esquyars dwellinge within the same countyes, wherby manslaughters, ryotes, bateries, and diuisions amonges the gentylmen and other people of the same countyes shal very likely rise and be, oneles due remedy be purueied in this behalfe. Our soueraygne lord the kinge considering the premisses, hath prouided, ordeyned, and stablished, by auctority of thys presente parliament, that the knightes of the shyres to be chosen within ỹ same realme of England, to come to the parliamentes herafter to be holden, shal be chosen in euery county of the realme of England by people dwellinge and resinaunt in the same counties, wherof euery one shal have fre land or tenement to the valour of .xl.s. by yere at the least, aboue al charges. And that

they

they that shall be so chosen, shalbe abidinge and resiaunte within the same counties. And suche as haue the greatest nombre of them that may expend xl.s. by yere, & aboue, as afore is sayde, shall be returned by the sheryffes of euery county knightes for the parlyament, by indentures insealed betwixt the said sheriffes and the sayd choisers so to be made. And euerye sheriffe of the realme of England shall haue power by the sayd auctority to examine vpon the euãgelistes euerye suche choser, howe muche he maye expende by yere, and if any sheriffe returne knightes, to come to the parlyamente contrary to the said ordinaunce, the Justices of assises in theyr sessions of assises, shall haue power by auctority aforsayd, therof to enquyre. And if by enquest the same be found before the iustices, and the shiriffe therof be duely atteynted, that then the sayde sheriffe shall incurre the peyne of .C.li. to be payde to our soueraigne lorde the kinge. And also that he haue imprysonement by a yere, wythout beinge let to maynprise or bayle. And that the knightes for the parlyament returned contrary to the sayd ordinaũce shal lose theyr wages. Prouyded alwayes that he that may not expend .xl.s. by yere as afore is sayd, shal in no wise be choser of the knightes for the parliament. And that in euery writ that shal hereafter go forth to the sheriffes, to chose knightes for the parlyamẽt, mencio be made of the sayd ordinaũs.

Sheryffes.

Cap. viii. Laborers.

¶ Item where as in the laste parliament a good and notable statute was ordeined of labourers seruauntes artificers and workemen how much they and euery of them shulde take by the yere, halfeyere, daye, or weeke, and of other thinges comprised in the same statute and ordynauns, whiche nowe be expired, bycause that they were not ordeyned to endure but to the nexte parlyament then after to be holden. Our soueraigne lord the kynge consydering that the saide statute and ordinaũs was in other time made for the weale and comen profit of the realme of Englande, and that they should be much profitable to the same realme if they mighte endure and be obserued, hath ordeyned by auctorite of thys parlyament, that the saide statute and ordinauns be holden and kept, and put in due execution til the kynge hath otherwise declared his wil in the ful parlyament.

Cap. ix.

Forcyble entrees.

¶ Item where as by the noble king Richard late kinge of Englande after the conquest the second, at his parlyament holden at westminster, the morowe after alsoules, the .xv. yeare of his reygne, amonges other thinges it was ordeyned and stablysshed, that the statutes and ordinaũces made and not repealed of thẽ that make entrees, with strong hand & armes into anye landes, tenementes, or other possessions, and them hold in with force & armes, and of theym that make insurrectyons, ryotes, routes, rydynges, and assembles in disturbaũs of the kinges peace, or of the cõmen lawe in affraye of his people, shuld be holden and fully executed. And moreouer it is ordeyned, by ỹ same statute, that at all times that suche forcible entrees be made, and complaynt therof come to ỹ Justices of peace, or any of theym, that the same Justices or Justice shall take the power of the countye, and go to the place where such force is made. And if they finde anye holdinge suche place forcibly after such entre made, they shuld be taken and put in the next gayle,

there

there to abyde cõuict of the recoꝛd of the same Justices oꝛ Justice, tyl they haue made fyne and ransom to the kyng: And that al the people of the cõtie, alwel theriffes, as other, be attendyng to the sayd Justices, & to enforce them for to arrest suche offenders, vpon peyne of imprisonment, & to make fyne and ransom to the kyng: And that in the same maner be done of them that made forcible entries into benefices oꝛ offices of holy church, as in the same statute is conteyned more at the full: And forasmuche as the sayd statute doth not extende to entries in tenementes in peasible maner, and after holden with force, nor if the pleas which entre with force into any lãdes oꝛ tenementes, be wholly remoued & voyded before the comyng of the sayd iustices oꝛ iustice, as before, nor no payn oꝛdeyned, if the sheriffe do not obey the commaundementes and preceptes of the sayd iustices for to execute the sayd oꝛdinance, wherby many wrongfull & forcible entries be dayly made in landes and tenementes by suche as haue no ryght, and also dyuers gyftes fellements and discontinuances sometymes made to lordes and other puisant persons and extorcioners within the sayd counties, where they be conuersant, to haue mayntenance, and somtyme to such persons as be vnknowen to them so put out, to the intent to delay and defraude suche ryght full possessours of theyr ryght and recouery for euer, to the final disherison of dyuers of the kynges sayth full liege people, & lykely dayly to encrease, yf due remedy be not prouided in this behalfe: Our soueraygne lorde the kyng, consyderyng the premisses, hath oꝛdeyned, that the sayd statute, and al other statutes of such entries oꝛ alienacions made in tymes past, shalbe holden and duely executed: Joyned to the same, that from hensforth where any doth make suche forcible entrie in lands tenementes oꝛ other possessiõs oꝛ them hold forcibly, after complaynt therof made within the same countie where such entrie is made, to the Justices of peace, oꝛ to one of them by the partie greued, that the Justices oꝛ Justice so warned within a conenable tyme, do the said statute duly to be executed: and that at the costes of the partie so grieued. And moreouer though that suche persons making suche entries be present, oꝛels voyded before the cõmyng of the sayd Justices oꝛ Justice, maintenant the same Justices oꝛ Justice in some good towne next to the tenementes so entred, oꝛ in some other cõuenient place after their discretion, shall haue auctoꝛitie & power to enquire by the people of the same countie, al well of them that make suche forcible entries in landes & tenementes, as of them which the same hold with force. And if it be fõũd before any of them, that any dothe contrary to this statute, than the sayd iustices oꝛ Justice, shall do the landes oꝛ tenemẽtes so entred oꝛ holden, as afore, to be reseysed, and put the partie so put out in full possession of the same landes oꝛ tenements so entred oꝛ holdẽ as before. And if any person after such entree in lands oꝛ tenemẽtes holden with force, make a feoffement oꝛ other discontinuance to any lorde oꝛ other person, to haue mayntenance, oꝛ to toll and defraude the possessoꝛ of his recouery in any wyse, yf after in assise oꝛ other action therof to be taken oꝛ pursued before Justices of assyses oꝛ nysi the kynges Justices what so euer they be, by due enquery therof to be

Mayntenaunce.

be taken, the same fessementes and discontinuaunces may be duly proued to be made for mayntenaunce, as afore is sayd, that than suche fessementes or other discontinuances, so as before, made, be voyde and holden for none. And also when the sayd Justices or Justice make suche enquiries, as before, they shall do theyr warrantes & preceptes to be directed to the sheriffe of the same towne, comandyng hym of the kynges behalf, to cause to come before them and euery of them sufficient and indifferent persons, dwellyng next about the landes so entred, as before to enquire of suche entries, wher of euery man which shalbe empanelled to enquire in this behalf, haue land or tenement of the yerely value of .xl. s. by yere at the least, aboue reprises, and that the sheriffe return issues vpon euery of them at the day of the first precept returnable .xx. s. and at the second day .xl. s. and at the thirde tyme C. s. and at euery day after the double. And if any sheriffe or baylyffe with in a fraunchise hauyng returne of the kyngs writ, be slacke, and make not execution duely of the sayd preceptes to hym directed, to make such enquyries, that he shal forfait to the kyng .xx. li. for euery defaut, & moreouer shal make fyne and raunsome to the kyng. And that aswel the Justices or Justice aforesayd, as the iustices of assyses and euery of them at theyr coming into the countrey to take assyses, haue power to here and determine suche defautes and negligences of the sayd sheryffes and baylyffes and euery of them, aswel by byll at the suite of the partie greued for hym selfe, as for the kyng to sue by enditement onely to be taken for the kyng. And yf the sheryffe or bayliffe be duly atteynted in this behalfe by enditement or by byll, that he which sueth for hym and for the kyng, haue the one moyte of the forfayture of .xx. li. together with his costes and expenses, & that the same proces be made against such persons endited or sued by byll in this behalfe, as shuld be againste persones endited or sued by writ of trespas with force and armes agaynst the peace of our soueraigne lorde the kyng. And moreouer yf any person be put out or diseased of any landes or tenemētes in forcible maner, or put out peasibly and after holden out with strong hand & armes agaynste the Justice of peace, or after such entree any fessement or discontinuance in any wyse therof be made to defraude and take awaye the right of the possessour, that the partie greued in this behalfe haue assise of nouel disseisin, or a writ of trespas agaynst such disseysour. and yf the partie grieued recouer by assyse or by action of trespas, and it be found by verdite or in any other maner by due forme in the law, that the partie defendaunt entred with force into the landes and tenementes, or them after his entre did hold with force: that the plaintif shall recouer his treble damages against the defendant. And moreouer that he make fyne and raunsom to the kyng And the mayres Justices or Justyce of peace, sheryffes and baylyffes of cyties and burghes, hauyng fraunchyse, haue in the sayd cyties, townes, and burghes, lyke power to auoyde such entrees, and in other artycles aforesaid rysyng within the same, as the Justices of peace and sheryffes in counties and countreys aforesayd haue. Prouided alwayes that thei which kepe theyr possessions with force in any landes & tenementes, wherof they

or

or theyr ancesters, or they whose estate they haue in suche landes or tenementes, haue continued their possessions in the same by .iii. yres or more, be not endamaged by force of this statute.

¶ Item our soueraigne lord the kyng, consyderyng howe dyuers persons for theyr singular vengeance and not of ryght, maliciously by suche imagination haue done and procured dyuers of his faithfull lyege people falsly to be endited and appealed of diuers treasons, felonyes, and trespasses before Justices of the peace, and other commissioners Justices, and other hauyng power to take inditementes or appeales in dyuers foreyn countys liberties and fraunchises of England, at whiche the sayd lieges be not, nor at any tyme were conuersant nor dwellyng: By force of which enditementes and appeales, and the processes vppon them made in the sayd counties franchises and liberties, the sayd persons so endited, haue ben and daily be put in exigend, and after outlawed, and therupon their goodes and catals landes and tenementes forfayt, and they in great ieopardy of their lyues, wher as the said persons so endited appealed or put in exigēd or outlawed had neuer knowlege of suche enditementes appeales, exigendes, and outlawries, whiche falsitie and malice dayly doth abounde and increas in diuers counties liberties and franchises of England, in great hynderaunce losse and perpetuall distruction of many of his sayd faythful and innocent liege people, & very likely to encrease hereafter, if conenable remedy be not ordeined & prouided in this behalfe: And therfore the same our soueraigne lorde the kyng of his special grace, and by auctoritie of this parliamēt, for ease and tranquillitie of his faithfull lieges of this realme, hath done to be ordeyned & stablished, that vpon euery inditement or appeale, by the which any of the said lieges, dwelling in other counties than there wher such enditement or appeale is or shalbe taken of treason felony and trespas, to be taken herafter before Justices of the peace, or before any other, hauyng power to take suche inditementes or appeales, or other commissioners or iustices in any countie fraunchise or libertie of England, before any erigend awarded vpon any inditement or appeale in the fourme aforesayde, to be taken, that mayntenaunt after the fyrst writ of Capias, vpon euery suche enditement or appeale awarded & returned, that an other writ of Capias be awarded, directed to the sheriffe of the countie, wherof he which is so indited, is or was supposed to be conuersaunt by the same enditement, retournable before the same Justices or commissioners, before whom he is indited or appealed at a certayn day, conteynyng the space of three moneths frō the date of the said last writ, wher the counties be holden frō month to moneth, and where the counties be holden from .vi. wiekes to .vi. wiekes he shall haue the space of foure moneths, vntyll the day of the retourne of the same writ, by which writ of second Capias be it contayned and cōmaunded to the same sheriffe, to take hym which is so endited or appealed by his body, yf he may be found within his bayliwyke: and if he may not be fond within his bayliwike, that the sayde sheriffe shall make proclamation in two counties before the returne of the same writte, that he whiche is so en-

Cap. 1. Enditements. Appeals.

dited or appealed, shall appeare before the sayd Justices or commissioners in the countie liberties and fraunchise, where he is indited or appealed, at the day cõteined in the said last writ of Capias, to answer to our soueraygne lorde the kyng, or to the partie of the felony treason or tresspas, wherof he is so endited or appeled, after which secõd writ of Capias so serued & returned, if he which is so indited or appeled, com not at the day of the same writ of capias returned, the exigend shalbe awarded against such plons indited or appealed & euery of thẽ. And if any exigend herafter be awarded in any suche inditement or appeale, agaynst the forme aforesayd, or any outlagarie be vpon that pronounced, aswel the exigend so awarded, as the outlagarie vppon that pronounced and euery of them, shall be holden for none and voyde, and that the partie, vpon whom suche exigende agaynst the fourme aforesayd, is awarded, or outlagary pronoũced, be not endamaged nor put to losse of his goodes or cattals landes or tenementes nor of his life. Prouided always, that the statute made in the last parlyament of proceses to be made in suche case before the kyng in his benche stande in his force. And moreouer the same our soueraigne lord the kyng hath graunted by auctoritie aforesaid, that euery person indited or appealed in the forme aforsaid, fromhensforth after that he be duely acquite by verdict, that he shall haue a writ and action vppon his case agaynst euery procurour of suche inditementes or appeales. And lyke proces shall be vpon and in the same writte, as in a wryt of tresspas done with force and armes. And if suche procurour be atteynted in this behalf, that the plaintife shal recouer his treble damages. Prouyded always that this ordinance shall not extend to inditementes or appeales taken or to be taken within the countie of Chester. Prouided also, that if any of the said lieges, or any of their heires, be or shalbe appealed or endited of felony or treason, and at the tyme of the same felony or treason supposed, he is and was conuersant within the county, wherof the inditement or appeale maketh mẽcion, the like proces be made agaynst such indited person or appealed, as hath ben vsed always before this tyme.

Countie of Chester.

Cap. xi. London.

Item it was shewed to our sayd soueraigne lorde the kyng by the sayde cõmons for the mayre and aldermen & cõmons of the city of London, that where as among other fraunchises lyberties and customes to them by the same our soueraigne lord the kyng & his noble progenitours graũted and confirmed, it is conteined, that the maner and forme of takyng of apprentices within the sayd citie of old tyme vsed and continued, be kept and obserued: And wher it is also there vsed by the customes of the same citie of tyme out of mynde contynued and approued in the same, that euery persone, whiche were not of villeyn estate or condicion, but of free estate and condicion, may put hym self his sonne or doughter to be apprentice to any fremã of the same citie, to lerne his crafte or mystery, and that likewyse euery freman of the sayd cytie may take euery suche person sonne or doughter to be his apprentice, without impechement, tyll nowe of late the sayd mayre aldermen and commons be and haue ben greuously vexed and inquieted, by colour of an article of the statute made at Westmynster, the. vii. yere of the

Apprentise.

reygne

reigne of kyng Henry the fourth, rehersing by general wordes, that no man nor woman put their sonne nor doughter to be apprentice within any citie or towne of ỹ realm of Englād, except that he haue land or rent to the value of xx.s. by yere, & that by writnes vnder the seales of the iustices of peace, nor that none shall receyue a prentice to the contrary, vpon grieuous peyne ymitted in the sayd statute. Our soueraigne lorde the kyng considering the great hinderance which by the said article myght returne to the said inhabitauntes of the sayd city, yf they shuld be by the same restrayned & theyr sayd liberties & customes: & how in the beginnyng of the same statute it is conteyned, that the sayd citie of London haue and inioy al her liberties frā chises and customes that be not cōtrary to the sayd article, and also considering the entier affections and great kyndenes doone and shewed to our sayd soueraigne lord the kyng in all his busynes by the citizens of the sayd citie of London, and to encourage theym the more to suche affections and kyndenes hereafter, by the aduise and assent aforesayde hath ordeyned, by the auctority of this present parliament, that the said ancient maner forme and custome, of puttyng and takyng of apprentices, vsed and continued in the sayd citie of London, be from hensefoorth kept and obserued as long as it shall please our sayd souerayne lorde the kynge, without beyng for that impeched, or to incurre the peyne contayned in the sayd statute.

Cap. xii. Errour.

¶ Item the kyng hath ordeyned and stablyshed, by auctoritie of this parliament, that for errour assigned or to be assigned in any record, proces, or warrant of atturney, originall writte or iudiciall, panell, or returne, in any places of the same rased or enterlined, or in any addicion subtraction or diminution of wordes, letters, titles, or parcell of the letters founde in any suche record, proces, warrant of atturney, writ, panell, or returne, whyche raisynges enterlynynges addicion subtraction or dyminucion, at the discrecion of the kynges iudges of the courtes and places, in which the sayde recordes and proces by writ of errour or otherwyse be certified, be appere suspected, no iudgement nor record shal be reuersed nor annulled. And that the kynges iudges of the courtes and places, in whiche any record proces worde plea warrant of atturney, writ panel or returne, which for the tyme shalbe, shall haue power to examyne suche record proces, word, plea, warrant of atturney writ panell and returne by theym and by theyr clerkes, and to reforme and amende theym in affirmaunce of the iudgementes of suche recordes and proceses, all that that to theym in theyr discrecion seemeth to be mispriision of the clerke in suche recordes proceses worde plea warrant of atturney writte panell and retourne, except appeales inditementes of treson and of felonies, and the outlagaries of the same, and the substaunce of the proper names surnames and addicions left out in originall writtes and writtes of erigend, according to the statute an other tyme made the second yere of kyng Henry, father to our souerayn lorde the kyng that nowe is, and in other writtes conteynynge proclamation, so that by suche mispriision of clerk no iudgement shalbe reuerled nor annulled. And

Mispriisions of the clerks.

yf any recoꝛd, pꝛoces, writ, warrant of attourney, returne oꝛ panel be certifyed defectyfe, otherwyſe than accoꝛdyng to the wꝛityng, whiche therof remayneth in the treaſoꝛye courtes oꝛ places, from whens they be certifyed, the parties in affirmaunce of the iudgementes of ſuch recoꝛdes and pꝛoces ſhall haue auauntage to allege variance betwixt the ſame wꝛityng and the ſaid certificat. And that ſoꝛth and certified, that ſame variance ſhalbe by the ſayd iuges reformed & amended accoꝛdyng to the fyrſt wꝛyting. And moꝛe ouer it is oꝛdeined, that if any recoꝛde, oꝛ parcell of the ſame, writ, returne, pane, pꝛoces oꝛ warrant of atturney, in the kynges courtes of chauncerie, eſcheker, the one benche oꝛ the other, in his treſoꝛie, be wyllyngly ſtolen, taken away, withdꝛawen, oꝛ auoided by any clerk oꝛ other perſon, becauſe wherof any iudgement be reuerſed, that ſuch ſtealar, taker away, withdꝛawer & auoyder, theyꝛ pꝛocuratoꝛs, counſellours, and abettours therof endited; & by pꝛoces therupon made therof duly conuicte by theyꝛ owne confeſſion oꝛ by enquell to be taken of laufull men, wherof the one halfe ſhall be of ꝑ men of any court of the ſame courtes, & the other halfe of other, ſhal be iudged foꝛ felons, and ſhal incurre the peine of felonie. And that the iudges of the ſayd courtes of the one benche oꝛ of the other, haue power to here and to determine ſuch defautes befoꝛe them, & therof to make due punyſhment as afoꝛe is ſayd. Pꝛouided alwaies that if any ſuche recoꝛde, pꝛoces, wꝛitte oꝛ warrant of atturney panell oꝛ returne, oꝛ parcell of the ſame, be now oꝛ hereafter ſhalbe exemplifyed in the kynges chauncerye vnder the great ſeale, and ſuch exemplifycacion there of recoꝛd inrolled, without any raſyng, in the ſame place in the ſame exemplifycacion and the enrollement of the ſame: that an other tyme foꝛ any errour aſſygned oꝛ to be aſſygned in the ſayd recoꝛde pꝛoces wꝛyt warrant of atturney, panell oꝛ return in any letter woꝛde clauſe oꝛ matter of the ſame varyeng oꝛ contrarie to the ſayde exemplificacion and the inrollement, there ſhalbe no iudgement of the ſayd recoꝛdes and pꝛoces reuerſed noꝛ annulled.

Cap. xiii. ¶ Item foꝛaſmuch as our ſouereaigne loꝛd the king: by the the aſſent of his ſage councell doth purpoſe, with the ayde of god, to paſſe into his realme of Fraunce, the ſame our ſaid ſouereaine loꝛde, by the aduyſe of the loꝛdes ſpyrituall and tempoꝛall, and alſo the commons in this preſent parliament, to eſchew the diſheriſons of all perſons, which be oꝛ ſhalbe reteined with our ſayd ſouerayn loꝛde the kyng, to abyde in his ſeruice in the parties beyond the ſea: hath oꝛdeined and pꝛouided, that euery pꝛotection to be made with the clauſe of Volumus, foꝛ any of the ſame perſons, ther ſhalbe conteined in the clauſe of exception in the ſame of the woꝛdes: A luis none diſſeiſine. And that all theſe pꝛotections be allowable and allowed foꝛ theym and euery of them in all the kynges courtes and elſ where, where ſuch pꝛotections be put foꝛth foꝛ any ſuch perſon, in all pleas of aſſiſes aſwell of nouel diſſeiſyn as freſh force without any difficultie. Pꝛouided alwayes that the iudgementes to be geuen from henceforth in ſuch aſſyſes arrayned oꝛ to be arrayned, be not pꝛeiudiciall to any of the ſayde perſones ſo abydyng in

the

the kynges seruyce beyonde the sea, as afore is said, which haue any thyng in reuercion or in remaynder, in suche landes or tenementes, wherof suche assises be or shal bee arraygned, if they whiche haue in reuercion or in remainder in suche landes or tenementes bee not named in the same assises, but that they be agaynst them all voyde. And that this statute shall endure for two yeres nexte folowynge, yf the same our sayde soueraigne lorde the kynge abyde so long in the parties beyond the sea. Prouyded also, that all the entrees made or to be made after the fyrste day of this present parlyament, be not comprysed in this present ordinaunce. And that none, whiche hath made or shall make any suche entries after the sayde fyrst day of this parlyament, haue any benefite of the same ordynaunce. Entrees.

¶ Item forasmuche as great and greuous complaynte hath been made to kyng Henry late kyng of England, father to our soueraine lord the kyng that nowe is, at his parliament holden at Leycester, the seconde yere of his reigne, by the cõmons of his parliament aforsaid, of diuers murders, mãslaughters, robberies, bateries, assemblies of people in great nõbre in maner of insurrections, and of diuers other rebellions and riottes: and after suche offences the sayd felons and offendours flee and withdrawe them to diuers woodes and secrete places vnknowen and els where, to the intent & purpose to auoyde the execucion of the common lawe, and that they shulde not be brought to answere after the proces of the cõmon lawe: wherupon the sayd late kyng, consyderynge the aforesayde complaynte, by the aduise and assent of the lordes spirituall and temporal, in the same parliament assembled, hath ordeyned and stablyshed, at the request of the sayde cõmons, that yf any hereafter come into the chauncery, and make complaynt duly, by. that any suche felon or offendour, as aforsaid, hath fled or withdrawen him to any suche place or els where, to the intent aforsaid, vpõ suche complaint a byll shalbe sufficiently made for the kyng, and the chaunceller of Englãd for the tyme beyng, after such byl to him deliuered, if he may be duly informed, that such byll conteineth trouth, shall haue power by his discretion to make a writ of Capias at the suite of our soueraine lord the kyng, directed to the cheriffe of the coũtie or coũtes wher the said murders mãslaughters robberies bateries & other offences be supposed by the said bill to be don & cõmitted, returnable in the sayd chaũcery at a certayne day. And if the persons conteined in the sayd writ be taken by the said cheriffe, or yelde them in the same chancery, that than such persons be put in prison or to mayneprise after the discrecion of the chancellor. And moreouer it shalbe cõmanded to enquyre of suche offences, & vpon that shall be done as the lawe requyreth. And if the cheriffe return at the day of the Capias returnable, that the persons in the same cõprised, for any of the same causes aforesayde, may not be takẽ by hym, nor the same persons do not yeld thẽ in the said chancery, that than the said chãcellor shal do to be made a writ of proclamaciõ, directed to the cheriffe, returnable in the kynges benche at a certayn day, that he make proclamacion in .ii. counties, that the persons named in the sayd writ come at the sayd day in the aforsayd bench, there to answer to the matter compri- Capr iiii. Chaunceloure of Englande.

ſed in the ſayd byll, vpon payn to be conuict of the matter compꝛiſed within the ſayd byll. And in euery ſuche writ of pꝛoclamacion ſhalbe conteyned the ſubſtaunce of the matter compꝛyſed within the ſayde byll. And yf they come not at the day of ſuche pꝛoclamacion returned, than they ſhall be holden & adiudged for cõuict & atteinted as afoꝛe is ſayd. And if they come at the pclamacõ, it ſhalbe enquired of thẽ & done in the maner as afoꝛe is ſaid Pꝛouyded that the ſuggeſtions of ſuche ryottes be wytneſſed to the chauncellour of England by letters ſealed vnder the ſeales of two Juſtices of the peace at the leaſt, and the ſheriffe of the countie, where ſuch riottes ſhalbe, beꝛoꝛe that ſuche writ of Capias be graunted. In which writ of Capias the matter which is cõpꝛiſed within the ſame byl, ſhalbe aſwel expꝛeſſed as in the writ of pꝛoclamation therof to be made. And yf ſuche a caſe happen in the coũtie palantine of Lancaſter, oꝛ elſwhere in franchiſes, where there is a chauncelloꝛ and a ſeale, that than the ſaid chancelloꝛ of England do to be writtẽ oꝛ ſent by the kynges writ to the chauncelloꝛ of ſuche countie oꝛ fraunchiſe, all the ſuggeſtion in the ſayd byll compꝛyſed, cõmandyng hym to make ſuche execution as in the ſayde article is compꝛiſed. So alwayes that the kynges writ out of the chauncery of England ſhal not ren in ſuch countie oꝛ franchyſe, otherwyſe then hath ben vſed in tyme paſſed, and that the ſayd oꝛdynance ſhall ſtand in his foꝛce tyl thend of the next parliamẽt. Our ſouerain loꝛd the kyng, conſideryng that diuers other murders, manſlaughters robberies bateries aſſembles of people in great numbꝛe in maner of inſurrections, and diuers other rebellions & riottes haue ben made in dyuers counties of the realme, ſens the makyng of the ſayd ſtatute, not punyched, bycauſe that the ſayd ſtatute holdeth no foꝛce but tyll the end of the parliament than next folowyng, hath oꝛdeyned and ſtablyched by auctoꝛity of this pꝛeſent parliament, that the ſaid late ſtatute ſhal now be kept and fermely holden foꝛ a ſtatute foꝛeuer, aſwel of murders manſlaughters roberies bateries aſſemblees of people in great nombꝛe, in maner of inſurrections, and diuers other rebellions and riottes made and committed beꝛoꝛe the begynnyng of this pꝛeſent parliament as in tyme to come. Pꝛouided alwayes, that it be witneſſed by two Juſtices of the peace of the coũties where ſuche ryotes ſhalbe ſuppoſed, that the cõmon fame and voyce rẽneth in the ſame counties of the ſame ryotes, beꝛoꝛe that the writ of Capias ſhal be awarded. Pꝛouyded alſo, that yf any ſuche caſe happen in the ſayd countie palantine of Lancaſter, oꝛels where in a place enfranchiſed, where ther is a chauncelor and a ſeale, that than the ſaid chancelloꝛ of ſuch countie oꝛ place infranchiſed foꝛ the tyme beyng after complaynt to hym duely made and witneſſed by a Juſtice, oꝛ the lieutenaunt of a Juſtice and ſheriffe of ſuche countie palãtine oꝛ place enfrãchiſed foꝛ the tyme beyng, in the foꝛme afoꝛeſayd, ſhal haue like power to awarde a Capias and a writ of pꝛoclamacion afoꝛeſayd as the ſayd chancelloꝛ of England hath.

Cap. rb. Miſpꝛiſion. Errour.

Item it is oꝛdeined & ſtabliſhed, that the kynges Juſtices, beꝛoꝛe whom any miſpꝛiſion oꝛ defaut be oꝛ ſhalbe founde, be it in any recoꝛdes and pꝛoceſſes which now be oꝛ ſhalbe hangyng beꝛoꝛe them, aſwell by way of Errour

roz as otherwise, oz in the returnes of the same made oz to be made by sheriffes cozoners bailiffes of fraunchises, oz any other, by mispzision of the clerkes of any of the sayd courtes of the kyng, oz by mispzysion of the sheryffes vndersheryffes cozoners the clerkes oz other offycers clerkes, oz any other ministers, in wzityng one letter oz one syllable to muche oz to lyttell, shall haue power to amende such defautes and mispzisions by their discrecion, and by examinacion therof by the sayde Justices to be taken, where they shall thynke nedefull. Pzouided that this statute do not extende to the recozdes and pzocesses in the parties of Wales, noz to the pzocesses and recozdes of outlagaries of felonyes and treasons, and the thynges dependyng vpon the same.

¶ Item to eschue the dolors greuãces & dischetisons, which dayly do happen to many of the kynges liege people by the eschetours, of that that they do take enquestes to enquyze before thẽ aswel by vertue of the kinges writtes as of theyz offices, fauozably & not duely by people not impanelled noz returned to them by the sheryffes of the counties, and rather foz theyz syngular gayne, and foz the dischetison of the kynges liege people, than foz the pzofyte of the same our soueraigne lozde the kyng, & also bycause that the landes & tenementes of many of the kynges liege people be seysed into the kynges handes vpon such enquestes, and other let by the chancelloz oz tresozer to ferme, before that the enquestes be returned in the chancery of our soueraigne lozde the kyng: It is ozdeyned by the auctozitie of this pzesent parliament, that no eschetour noz cõmissioner take in any wyse any enquest to enquyze, but of people returned & impanelled by the sheryffes in the countie, within which he is eschetour oz cõmissioner. And if any eschetour oz cõmissioner take enquestes of people, which be not empanelled noz returned by the sheriffe, as is afozesayd, and therof by examinacion oz other wyse at the suite of the partie, whiche foz hym selfe oz foz the kyng oz any other pson, which wyll sue, be duely conuict, foz euery enquest so taken, that he incurre the payn & fozfayture of. xl. li. to be payd, that is to say the one halfe to the kyng, and the other halfe to the partie grieued, at whose suit he shall be conuicte. And that no landes noz tenemẽtes seysed into the kinges handes, vpon such enquests taken before the eschetours oz commissioners, be not in any wyse let noz graunted to ferme by the chaunceller oz tresozer of England, oz any other the kynges officer, tyll the same enquestes & verdictes be fully returned in the chauncery, oz in the escheker, but al such landes and tenementes shal entierly & continually remayne in the handes of our soueraine lozde the kyng. vntyl the sayd enquestes and verdictes be returned, and by a moneth after the same return, if it be so that he oz they, which fele them grieued by the same enquestes, oz putting out of theyz landes and tenementes, come into the chauncery, and them pzofre to trauerse the sayd inquestes, & thẽ offre to take the same landes oz tenemẽtes to ferme. And if they so do, that than the same landes oz tenementes be committed to them, yf they shew good euidence, pzouynge theyz trauers to be true, after the fozme of the statute made the. xxvi. yere of kyng Edward the .iii. after the

Ca. xxvi. Eschetours. Enquestes.

conquest

conquest, to holde vntyll the yssue taken vppon the same trauers be founde and discussed for the kyng or for the partie fyndyng sufficyent suertie to sue the sayd trauers with effect, and to rendre and pay to our soueraigne lorde the kyng the yerely value of the lands, wherof the trauers shalbe so take, if it be discussed for the kyng. And if any letters patentes of any of the landes or tenements be made to the cõtrary to any other person, or let to ferme within the sayd moneth, after the sayd moneth of returne, they shalbe voyd and holden for none. And that the eschetours and cõmissioners vpon pain of the forfayture of.xx.li. to be payd, that is to say, the one half to the kyng, and the other halfe to the partie, at whose suite he shalbe conuict, retourne the enquestes before them taken into the chauncery of our soueraigne lorde the kyng, or into the escheker within a moneth next after the takyng of the same, and euery man which wyl sue for the kyng shall haue the suite in this behalf. Prouyded alwayes that this statute begyn and take effect and force in the feast of Ester next commyng to endure for euer, and not before.

Ca. xvii. Staple of Caleys.

¶ Item where as in the time of the kinges noble progenitors, for the prosperite, profite and welth of the realme of Englande, and for the sustentacion of the towne of Caleys, it hath ben ordeined by diuers statutes and ordinances, that the staple shuld be wholly at the said toune of Caleis, and in none other place beyond the sea, that is to say, that al the wolles wolfelles, leather leade and tynne, and al other marchandises passyng out of the said realme and out of the landes of wales and Ireland, ought wholly to passe & repayre to the sayd staple, and to none other place, vpon pain of the forfaiture of the same, except suche marchandises, which in the sayd statutes and ordinances be expressed and excepted, as in the same is more fully conteyned, the which statutes and ordynaunces, the seconde yere our soueraigne lorde the kyng that now is, were approued, affermed and ordeigned duely to be executed. Neuertheless as well vnder colour of exceptions in the said statutes and ordinaunces conteyned, as by colour of licences granted by our said soueraygne lorde the kynge to dyuers persons a great quantitie of wolles wolfelles lether leade and tynne, and many other marchaundyses haue ben contynually from tyme to tyme, and yet be caryed and conueyed out of the realme: and of the sayd landes of wales and Ireland, into Flaundres Holland Seland Brabant, & other parties, not resortyng to the sayd staple as they ought to doe, wherfore our soueraygne lorde the kyng is defrauded of the customes and subsidies, whiche ought to amount to notable summes to his encrease if he therof were duely answered and content, and moreouer the kynges mynte at Caleys is lyke to be voyde, desolate, and destroyed, and the commodities also of the marchaundises of the sayd realme for the sayd causes within short tyme to be greatly hyndered: if remedy be not prouyded in this behalfe. Our soueraygne lorde the kyng consyderyng the premysses: and wyllyng in this case to prouyde a remedy, of the aduise and assent aforesayd by the auctoritie of the sayd parlyament: hath ordeyned that no person shyppe nor do to be shypped from henceforth no maner of wolles wolfelles leather lead nor tynne hole nor shotten: nor

the

the same cary and conueygh out of any parties of the sayd realme, nor out of the lades of wales nor Irland, to none other parties beyond the sea, but allonely to the sayd staple of Caleys, vpon payne of forfaiture of the double valour of the marchandises so caryed or conueighed to any other parties than to the sayd staple of Caleys, and also vppon peyne of imprisonment of his bodye for the space of two yeres without bayle or mayngrise. And he which can spie any person from henceforth: which offending or doing in any wyse contrarie to this ordinaunce, and the same offence do present to the treasorer of England for the tyme beyng, and the trespassour therof duely convict, or if such trespasour confesse before the treasourer and the barons of the escheker such trespasses by hym done, that than he shal be convicte by his owne confession. And the presentour shall haue for his labour the third parte of the forfayture of the marchaundyses caryed or conueyed agaynst this ordinaunce. Sauing alwaies that the marchantes of Janes, Venice, Tuskain, Lumbardie, Florence and Catelogne, may ship sholles, wolfels lether, lead, and tynne in theyr shippes, galeys, Caracks, & other vessels, and to bryng the same into theyr countrey towardes the west, in the maner accustomed before this tyme Sauing also to the burgesses of the towne of Berwike vpon twede the priuileges and benefits to them before this tyme graunted, as in diuers statutes therof made is fully conteyned, notwithstandyng this ordinance. Berwyke.

Ca. xvii.

¶ Item our souerain lord the kyng considerying certeyn articles ensuyng, to be concerned and desyred, aswel for the profite and welth of him and his realme vniuersall, as for the good politike gouernaunce and supportacion of his staple of Caleys, by aduise and assent of the lordes spiritual and temporal, & also of the comons being in this present parlyament, by auctoritie of the same, hath graunted the same articles to be kept and obserued, to begin at the feast of the purification of our lady nexte after the begynnyng of the sayd parlyament, vntyll the feast of the Annunciacion of our lady than nexte folowyng, and from the same feast of the Annunciacion to endure tyll the ende of three yeres than next folowyng after the fourme folowyng that is to say. Fyrst that the ordinaunce and appoyntement of late made to the sayd staple of Caleys vpon the wolles, wolfelles, and tynne be surely kepte and obserued in all these .v. poyntes folowyng, that is to say that the pryce of the sayd wolles, wolfelles, and tynne be not abated but augmented and put to greter encreas & auauntage. Item that the whole paiment be made in hande for the sayd wolles, wolfelles and tynne, in golde and syluer without subtyltie or collusion. Item that the bullyon be brought to the mynte to Caleys, that is to say for euery sarpler of wolles, wherof the weight of the sacke is solde for .xii. markes. vi.li. x. markes, v.li. viii. markes. iiii.li. And of the wolfelles after the rate; to be forged in the kynges coyne. Item that euery man that shal sell or do to be solde any wolles or wolfelles at the sayd staple of Caleys, shall make a lawfull & equal partition of the money of the same with the which haue the wolles or wolfelles of the same countrey from whens the wolles or wolfelles be, and with whom he is ioyned and Staple of Caleys.

Bullyon.

associat

associate to make partition, without fraude or male engine. Also that at all tymes the marchauntes sellers shall make acquitaunces to the marchantes byars, to be sealed vnder the seale to that ordeyned within the sayd staple, to thintent that no marchant sellar shall frohensforth lend any maner of money to any marchaunt by hym receyued of the woolles or felles, but that the same money may be broughte within the realme without subtiltie or fraude.

Cap. xix. ¶ Item for as muche as oftentymes dyuers maner straungers of dyuers parties of Flanders, Holand Seland and Brabant, in dyuers portes and crikes of the realme take in theyr shippes and vessels, woolles, wolfelles, & other marchaundises of the staple, whyche be trussed in tonnes pypes barels sackes fardels and otherwyse, and the same prpuply do put and concele in theyr vessels vnderneth wood, wheate, otes, rye, & in other maner, and so cary the into dyuers parties beyond the sea, to the kynges great preiudice in dymynyshyng of his customes and subsidies, and to the domage of all the liege people of his realme. Our souereigne lorde the kyng, wyllyng to eschue the sayd preiudices, & against suche subtilties to prouide remedy, hath ordeyned by the auctoritie aforsayd, that no maryner straunger nor other maryner, that is lykewyse owner and maister of any shyp or vessel, shal take nor receiue within England, wales, nor Irland in his shyp or vessell any maner of woolles, wolfelles, nor other marchandyses of the staple, nor cary the same out of the realm to any other parties beyond the sea but only to the staple of Caleis, except suche which by the ordinance made, shall passe ouer the straites of Marrok, and that vpon payne of forfaiture to the kyng of such shyps and goodes so founde defective, as of the goodes of the sayd maryners beyng in the same shippes or vesselles. And that the maire of the staple for the time being, shal haue power & auctoritie to make due serche in this partie. And the shippes goodes and maryners, if any be therof found defectife for to be presented and deliuered to the kynges coun sell in Englande, by iuste relation therof to be made by the sayd mayre or his deputie, he hauyng for his rewarde the thirde part of the forfaitures by hym presented and taken in the maner aforesayd.

Staple of Caleys.

Maryner.

Mayre of the staple.

Cap. xx. ¶ Item forasmuch as the kyng is informed, that certayn persons continually inhabiting in the towne of Caleys, with marchantes aliens of their affinitie and consent, for their singular lucre, do ymagin by subtill meanes to dimynyshe the price of the commodities of this realme, which hertofore haue ben and yet be greatly vsed: in somuche that whan the marchauntes aliens ought to haue repaired to the sayd towne for to bie woolles and wolfelles, they haue ben returned and withdrawen by the sayd inhabitantes, so that the pooze men haue been let to sell theyr goodes, and for great mysease they muste of necessitie sell theyr goodes to the sayd inhabytauntes of Caleys, whyche wyll not bye the same but greatly within theyr price, to the great hurt and hynderaunce of the sellars and abatement of the price of the sayde commodities. The same our souereigne lorde the kyng, wyllyng therupon to prouyde remedy, for his profit & the auayl of his realme, hath

Dwellers in Caleys.

hath ordeigned by the sayde auctoritie that from henssorth no marchaunt continually inhabytyng within the sayde towne of Caleys, shalbe suffred to bye beyond the sea any maner of wolles, wolfelles lether lead nor tinne, nor other marchandyse perteyning to the staple, vpon payne of forfayture of the same, as often as it may be proued.

¶ Item forasmuch as great noyse renneth amonges men of newcastell & Berwyk, that yf they shuld bring theyr wolles to the staple of Caleys, they shuld be vndone and destroied, where the contrarie is trouth, and many be proued, as the kyng is enfourmed, for the mayre of the staple and his cõpaignions wyll geue to the said men of Newcastel and berwyk for the qũ titie of theyr wolles and wolfelles, lykewyse as the kyng one yere with an other hath ben answered of the custome and subsidie of the same, & asmuch as they haue ben sold for in Flandres or in other places where they doo repayre, to be payd at reasonable termes in gold & syluer to be brought into this realme, where not one peny cometh by them nowe: The same our soueraigne lorde the kyng, consyderyng that by the lycences of the sayd men of Newcastell and berwyke great hynderance commeth to hym of his customes and subsidies, and abatement of the price of the commoditie of the realme, hath ordeygned by the auctoritie aforesayde, that they, lycences shalbe repealed. And if any of eupl wyl sel or cary any wolles or wolfelles lether lead or any other marchandise of the staple in defraude of the kyng, or hynderaunce of the commoditie of his realme, into Scotlande, that he shall forfayte the same gooddes, with the double valour, and his bodye to prison by the space of a yere.

Cap. xxi Newcastell. Berwyk. Scotlande.

¶ Item forasmuche as great hynderance commeth to the kyng of his customes and subsidies by them that do clacke and fore by good wolles of the realme, for to cary them out of the same into strange coũtreis. It is ordeyned, that no straunger shall de to be forced clacked nor barded no maner of wolles, to cary them out of the realme, vpon payne of forfayture of the same wolles with the double valour of the same: and of imprisonment of his body. And that no wolpacker shal make within the realme but good and due packyng: and that no man make inwyndyng within the fleese of wolles at the wyndyng of his wolles, nor put in the same, lockes pelttwoll tarre sande yerth grasse, nor no dyrt. And if any do, he that feleth him greued shall haue his action at the comon law of trespas and disceite.

Ca. xxiii Straunger. wolpacker. wyndyng of wolles.

¶ Item forasmuch as the weauers within this realm be & hertofore haue ben accustomed, that whan they haue wrought a cloth nere the ende, to cut away for theyr syngular auantage the threde, which remaineth vnwouen, and call the same thummes, and to the great discreyte of the owners of the same clothes, they sell the same thummes to such persons, which bryng the same into Flaunders and other places, albeit that the kyng haue therof no profyte of custome nor subsidie, for vnder the colour of suche thummes diuers persons aswell straungers as denysons do engrosse and gather in diuers parties of the sayde realme great quantitie of wollen threde, called wollen yarne, and the same do bryng to the sayd straunge parties, & therof

Ca. xxii. weauers.

make

make good clothes, so that vnder this subtyll colour the kynge is verely greatly defrauded of his customes and subsidies, which oughte to ryse to hym, if they were fully wrought within the said realme, or els if they were not wrought, but in wolles brought to the staple of Caleys, wherfore it is ordeined, that no man shal cary nor bryng out of the sayd realme no maner of thrummes nor wollen yarne vnder colour of thrummes, vpon payne to forfayt the double valour of the same.

Thrummes. Wollen yarne

Ca. xxiiii ¶ Item for as much as marchantes aliens now late haue take in custom that whan they sell any of theyr marchandises to any person within the realme, they wyl not demaunde nor receiue for any paiment for the same any maner of syluer, as they were wont, but onely golde nobles halfe nobles & farthinges, which from time to time they do cary out of ỹ realme into other strange countreies, where thei be chaunged to theyr encreas, and forged in other coynes, so that they gayn in the alay of euery noble. xx. d. agaynste the tenour of the statutes therof made, to the great preiudice of the kynge & of his hole realme. Our soueraigne lorde the kyng, willyng in this case to prouide remedy, hath ordeyned, that no marchaunt alyen shall constrayne nor bynde any of the kynges liege people, by promyse couenant nor liege to make hym payment in golde for any maner of dette, which to hym may be due, nor refuse to receyue payment in syluer for anymaner of such dutie or dette, vppon the payne of the double valour of the same. And also to eschue the great losses, whyche dyuers persons of this realme of Englande haue hadde, and also be lykely so for to haue for theyr lones made of theyr marchandises to marchantes alyens, whiche haue fled with the same, and dayly take sayntuaries: It is ordeyned, that no englyshman shal sel within this realme, nor do to be solde from henseforth to any marchant alyen, any maner of marchaundises, but onely for redy payment in hande, or elles in marchaundises for marchaundises to be payd and contented in hand, vpon payne of forfayture of the same.

Marchaunt alyen.

Payment.

Ca. xxv. ¶ Item for certayn great and notable causes concernyng the honor of our soueraigne lorde the kyng, & the cõmon weale of al his realme: It is ordeined by auctoritie of this parliamẽt, that the mayre of the staple of Caleis, which now is, shall stande in his office of mayre of the same staple, tyll the feast of our Lady next ensuyng, and from the sayd feast tyll the end of two yeres than next folowyng fully to be fulfylled, notwithstandyng any statute or ordinaunce made to the contrary.

Ca. xxvi. ¶ Item it is ordeyned by auctoritie aforesaid, that in all writtes of assises, and of actions personal, sued or to be sued before the kynge in his benche, Justices of the cõmon place, or any other the kynges Justices for the tyme beyng, of any landes or tenementes, or of any thynge beyng and rysynge within any seignioury, fraunchises or auncien demeane, wherof the cognisaunce or iurisdiction ought to pertayne to any lordes, mayres, bailyffes, citisens, burgeses, or cõminaltie of suche seigniouries franchises or ancien demeane, that yf any defendant in any such assise or other actions personall make any defaut, to put out exclude and expell the aforesayd lordes,

Cognisaunce Jurisdiction

mayres

Mayres Bailiffes, Citesens, burgeses or comminaltie of their cognisaunce or fraunchise, that the Justices at the request of the said Lordes Mayres baylyffes cytesens burgeses or comminaltie shall make enquiry by the assise, where suche exception is alleged in assises, and in actions personalles by enquest to be taken before the Justices, yf such defautes shalbe found, as afore is sayd, or not. In whithe assyse and enquest so to be taken, aswell the playntiffes as the Lordes Maires Baylyffes Citisens Burgeses and comminaltie may haue theyr challenge. And if it be found by suche assises or enquestes so to be taken, that suche defautes shall be made by collusion, to put out and exclude the sayd lordes mayres baylyffes citesins burgeses or comminaltie of their fraunchises liberties conusances or iurisdiction, that in such cases the said writtes shalbe abated, and the plaintiffes shalbe in the kynges mercy, by consideration that is ordeyned by the statute made the.ix. yere of the reigne of kyng Henry graundefather to our souerayngne lorde the kyng, that yf any Mayre baylyffe comminaltie or lord of ancient demeane, be named in writtes of assises by collusion, to putte theym out of their conisaunce or iurisdiction in this behalfe, that the Justices fyrst shall enquire by the assise of the countrey of suche collusion, yf the sayd Lordes Mayres, baylyffes or cominaltie the same require. And if it be found by such inquisicion that thei be so named by collusion, that than the writ shal abate Chyllenge.

Item forasmuch as the comons of the realme of Englande beyng in the same parliament, at the instaunce and speciall request of the faithfull liege people of our souereigne lorde the kyng, the baylyffes burgeses and comminaltie of the towne of Tewkesbury within the countie of Glouceſter, haue made to our souereigne lorde the kyng, a very grieuous complaynt in the same parlyament, that where as the sayd towne of Tewkesbury is adioynyng to the ryuer of Seuerne, within the sayd countie of Glouceſter, whithe riuer is common to al the liege people of our souereigne the kyng, to cary and bryng within the streame of the sayd ryuer in boates, trowes, and otherwyse all maner of marchandise and other goodes and cattals to Bristowe, and to euery partie adioynynge to the same ryuer, in the whych ryuer dyuers persons of the sayd towne of Tewkesbury oftentymes and now of late, haue charged theyr proper vessels and trowes with wheate, rye, and other corne and goodes, to the value of. v. hundred poundes, and so the same vesselles and trowes so charged haue conueyed in the same ryuer towardes the sayde towne of Bristowe by the coastes of the forrest of Deane, within the sayd countie of Glouceſter, ioynyng to the sayd ryuer, there haue commen great multitude of people and routes of the cōmons of the same forest, and of the hūdred of Bledislow and Westbury, with great riot and force in maner of warre, as enemies of a strange land, and with force haue spoyled the same persons of the sayd vessels, and taken of them all their corne and goodes within the same vessellles, and the same persons haue manaced and threatned to, yf they made any resistence or any suite, querele, or complaynt for the same, to the great hynderaunce losse and impouerishement of the sayd persons, and oppression of all the cuntrey there

Ca. xxbii

Tewxbury.

Seuerne.

adioy-

adioynyng. And afterward the same our soueraigne lorde the kyng, by the aduise and assent of his counsell, sent his letters of priuy seale, directed to diuers persons of the sayd forest, to make open proclamation that no man of the sayd forest should be so hardy to inquiet or disturbe his people to passe by the ryuer with al maner of corne, goodes and cattals, or any other marchaundise, vpon the payne of treason, after whiche proclamation so made, the sayde trespassours came to the said ryuer with more greater routes and riottes than euer they dyd before, not estemyng nor regardyng the sayd letters of priuye seale, and there spoyled at dyuers tymes eyght trowes of wheate, ryeflour, and dyuers other goodes and cattals, and the people of the same trowes dyd throwe ouer the borde, and dyuers of them drowned, and the sterues of the sayd trowes dyd cutte awaye, and dyd threatten the owners of the sayd goodes and cattalles, and also the people of the sayd trowes, that they shulde not be so hardy to cary no maner of vitaile by the sayd streame moche nor lyttell for lorde nor for lady: And that they would hewe all to pieces the said botes, yf they came an other tyme by the coastes of the sayd forest of Deane, for the whyche ryot and rebellyon no persone of the sayd towne of Tewkesbury, nor of the countrey adioynynge, dare not cary any corne nor other goodes nor catals in the sayd ryuer, nor pursue to haue remedy for suche oppressions and grieues to theym doone, forasmuche as the sayde forest of Deane and hundredes be veray large, and the people inhabytyng and resyant in the same, veray wylde, and nygh adioynyng to the countrey of Wales. And all the commens of the same forest and hundredes of one affinitie and confederacy in malice and ryot, not ponderyng nor regardyng the lawe, nor the officers and ministers of the same nor caryng of the processe nor punyshement of the lawe of the lande, in so muche that they wyll not obeye but at theyr owne wylle, any mynyster of the kynges lawes, nor execution of the same, nor the officers nor mynysters of the lawe of the sayde countie dare not in any wyse comme into the sayd forest, to execute any matter or processe of the lawe agaynste the wyll and entent of the commons of the forest and hundred aforesayd. Our soueraigne lorde the kyng, hauyng tender respect and consideration of the said mischieues, and also consideryng the inconueniences whiche be lyke to ensue and folowe vppon the same, and vppon that wyllyng to resyste the malyce of suche transgressours and offenders, and to prouyde hasty and conenable remedy for his sayd faythfull liege people so grieued in this behalf, by the aduyse and assent of the lordes spirituall and temporall, beeyng in in this present parlyament, and at the speyall request of the sayd cõmons there assembled, hath ordeyned by auctoritie of the same parlyament, that in euery suche case hereafter to come, or els had or chaunced this laste yere passed, the sheriffe of the said countie, or the bailyffes of the towne of Gloucester for the tyme beyng, or one of theym, vppon payne of forfayture of xx.li. to be leuyed of theyr landes, goodes and cattals, to the vse of our soueraygne lorde the kyng, make proclamation at the sayd towne of Gloucester, within foure dayes next after notification made to theym or to any

Forest of Deane.

of

of theim by the persones so endomaged, or by any other in their names, of suche iniuries and trespasses done, that the sayd trespasours and offenders shal restore in the same towne of Glouceſter, within .xv. dayes after the said proclamacion to the sayde persones so endomaged, theyr sayd corne and marchaundyses, goodes and catals so taken, or the very value of the same with reasonable amends for their domages of such takynges. After which proclamacion if the sayde trespassours dooe not restore the saide corne and marchaundises, goodes and catals, or the valour of the same, to the parties so greued in the fourme aforesayde, with reasonable amendes for theyr damages, nor that the saide trespasours be not brought to the kinges prison to the castell of Glouceſter for the sayde trespasses by the officers of the sayde forest and hundredes, or by the cominalties of the same, to be demeaned in suche case by the kynge and his counsel, that than by conſyderacion of the statute of Wynchester put for the roberye of any persone, whiche gyueth an action for hym, whiche is robbed, agaynste the hundred, with in whiche the same roberye is done, after the fourme of the same statute, the sayde comminalties shalbe charged of the same corne and marchaundises, goodes and catals so take, or of the veray value of the same, to the parties so greeued, to satiskie theim of their damages for the same takynge. And that the sayde parties so endomaged and greued, may haue theyr generall actions of det against the sayde comminalties of the sayd forest & hundred, of the somme of moneye, to whiche the value of the corne, marchaundises, goodes, & catals so taken do extende. And althoughe the saide cõminalties be no comminalties corporate, yet they shall haue proces in suche actyons of dette by sommons, attachementes, and distresse, as if he were to haue an action of det at the cõmon lawe, so that if the saide comminalties make defaute at the second distres in such actyons, that than the partie, which shall sue, shal haue iudgement to recouer his det against the said comminalties after the supposel of theyr goodes, in the fourme aforesayd, with his reasonable domages & expences. And what so euer yssue tryable by enqueste in the sayd forest & hundredes shal happen to be taken in such actions, it shal be tryed by enqueste of the bodye of the sayde countie out of the same forest & hundredes. And that the goodes & catals of euery singular person of the sayde commynalties for their tyme beyng, shalbe had, taken, and holden in lawe conuicte, as the comen goodes and catals of the same comminalties, towchynge the returne seruynge and all executions of writtes, processes, and iudgementes in and of the said actyons. And that euery singular person of the sayd forest and cõminalties haue power by auctoritee of the said parliament, to attache and arreste the sayd trespasours by their bodies, aswell within the sayde forest as without. And them so arrested to commytte to the sayde pryson. And that the keper of the same pryson vppon peyne of fourty pounde, to be leuied of his goodes and catals landes and tenementes, to the vse of our soueraigne lorde the kyng, shal saufly kepe euery person so committed to his custodie, tyll the tyme that the kyng or his counsell hath ordeyned & prouided their deliuerance of record. And if the goodes or

Cõminalties incorporate.

catalles

catals of any singuler person or persons of the saide forest and hundredes, being not giltie of the saide roberies, happē to be put in execucion because of any such actions & iugementes, that than the said person or persones so beyng not giltie, may haue their special action of det or trespas vpon their case of the goodes & catals so put in execuciō, against the said trespasours, to recouer their damages aswel for the value of ꝑ goodes or catals so put in execucion, as for their damages & costes which happened to be had by-cause of such actions of det, and thei shal haue suche processes in the sayde actions of dette or trespas, as is to be had in the saide actions of dette for the saide persons so endomaged and spoyled.

c. xxviii Brydges. ¶ Item the kyng cōsidering the great ease & profite, which should come to his people by the makinge of two bridges, that is to saie, one ouer the wa-

Water of Burforde. ter of Burford, & an other ouer the water of Culhamford, in the high way extending from the towne of Abyndon to Worcester, in the countie of Or-enford, and by the enlargeing, enhanceing, and repairing of the waie be-twyxte the sayde waters and bridges of the breade of .iiii. perches and .vii. inches, betwene the ditches of the same way, and also by the planting and

Waye. setting of certain trees called poplers and wyllowes vpon the bankes of the saide ditches, for the reparacion of the same wates whā shal be nedeful: It is ordeined by thassent aforesaid, that the said bridges & passages ouer the same, and also the said way betwene the said bridges, of the bread afore said, shalbe and remain for euer as bridges, passages, and a wai to all that shall passe there, aswel on horsbacke as on foote and other wyse, and with al maner of cariages. And that it be lauful to all the kynges lyege people to repaire, enhaunce, and newly to edifie and scoure the said bridges, waie, passages, and dicthes in the brede aforesaide, and new trees ther to plant, & to cast in the ditches, clay, marle, grauaile, and to digge erth, & to take the same, and to cut the branches and buddes of the same trees in times conue-nient, to repare the same, as often as shall please them, without impechmēt of any. Sauing alwaies the kings right. And sauing the abbot of Abyn-don and his couent and their successours their lyberties within the sayde bridges, passages, waters, and ditches, as thei were wonte, and al their fis-shing in the saide water aboue the saide bridges and in the ditches.

C. xxix. ¶ Item where as in the parliamente holden at Westeminster, the .xxviii. yere of kynge Edwarde the thyrde, amonges other thinges in fauour and lybertyes of the marchauntes straungers, repayrynge into the realme of

Maire of the staple. England, it was ordeined, that if a plee or debate be moued before the mai re of the staple, amonges the marchauntes or ministers of the same, and for to trye the trouth therof an enqueste or proue is to bee taken, yf the one partie and the other be straunge, it shuld be tried by straungers: And yf the one partie and the other be denisens, it should be tried by denisens: And yf the one partie be denisen and the other an alyen, the one halfe should be of

Enqueste. denisens, and the other halfe aliens: And moreouer that in all enqueste and proues, which shalbe taken and made betwyxte alyens and denisens, be thei marchantes or other, as wel before the mayre of the staple, as before

any

any other iudges or ministers, although our soueraigne lorde the kynge be partie, the one halfe of the enquest of proue shoulde be of denisens, and the other halfe of aliens, yf there bee so many alyens in the towne or place where such enquest or proue is to be taken, that be not parties, nor with the parties in contractes, plees, or other querels, wherof such enquestes or proues ought to be taken: & if there bee not so many aliens, than so many alyens shalbe put in such enquest or proue as shalbe found in the same places or townes, whiche be not parties therunto, nor with the parties, as before is said, and the remenant of denisens, which be good men and not suspecte of the one partie nor of the other. Sithens which ordinance the sayd marchantes aliens haue ben alwaies demeaned & ruled as wel in the said staples as in other of the kynges courtes, after the fourme of this ordinance tyl now late thei haue ben therof restreined and impeched by coulour of an other statute made in the parliamēt holden at westminster, the second yere of kynge Henry father of our soueraigne lorde the kynge that now is, by whiche statute for the great mischiefes, domages, and disherisons, which dayly do happen through the realme, aswel in case of the deth of a mā as in case of freholde and other cases, by them that passe in enquestes in the said cases, which wer comon iurours and other, which had but little or nought to liue vpon, but by such enquestes, and which had nothing to lose because of their false othes, wherby thei do the more lyghtely offende theyr consciences. And for amendment and correction therof to bee had, it was ordeyned and stablisshed, that no person be admitted to passe in any enquest, trial of the deth of a man, nor in no enquest betwene partie and partie in plees real or personal, wherof the det and the damages declared do amoūt to. xl. markes, except the same person haue land and tenementes to the yerely value of forty shillinges aboue al charges, because of whiche restreint and impechemēt so made to diuers marchantes aliens, many of the same marchauntes alyens haue withdrawen, and dayly do withdrawe them and eschewe to come and be conuersant on this syde the sea. And lykely it is, that al the same marchantes aliens will departe out of the same realme of England, if the said last statute be not more openly declared, and the said marchauntes aliens ruled, gouerned and demeaned in suche enquestes accordyng to the firste ordinaunce aforesayde, to the great diminisshynge of the kynges subsidies, and grieuous losse and domage of al his said realme of Englande: Our soueraigne lorde the kynge, considerynge the premisses, and how that it was not the mynde of the saide late kyng, nor of the lordes spiritual and temporall of the saide parlyament, to hinder or preiudice the sayde first ordinance by the saide laste statute, and that the said last statute was made because of the mischefes and disherisons that happened by the false othes of the comon iurours of the realme of England, as it appereth by expresse wordes of the same statute, and howe that the saide marchauntes aliens be not comon iurours, nor inhabitinge within the saide realme, nor may not purchase nor enioy any landes or tenementes in the same without the kinges speciall licence: And the same our soueraine lord the kyng,

Iurours.

Marchāt aliens.

wyllyng for so much to prouide for the weale & plyt of him & al his realme, & for to eschew the domages & inconueniences, which may lightly happen in this partie, and also to geue to the sayde marchantes aliens the greater courage and talent to come with their wares and marchaũdises into this realme, of the aduise and assent of the lordes spirituall and temporal, beyng in this present parliamẽt, hath declared the said last statute, made in ỹ time of his father, to be in no wyse preiudiciall to the sayd fyrst ordinaunce, nor extend but only to the enquestes to be taken betwyxt denysyn and denysin, and not to the other enquestes and proues aforesayd. And the sayd first ordynance to be effectual & stand in his force, and to be put in due execucion, accordyng to the fourme of the same, notwithstãdyng the sayd last statute, or that that the aliens haue no landes or tenementes to the valour of. xl.s. by yere, accordyng to the cõteynue of the same last statute and ordinaunce.

Here begynneth the statute made at westminster the ir. yere of kyng Henry the. vi.

AT the parlyament holden at westminster, the fryday nexte before the feast of saynt Hillarie, the. ir. yere of the reygne of our soueraygne lorde the kyng that now is, dyuers statutes and ordynaunces were made and ordeyned, by the aduyse & assent of the lordes spirituall and temporall, and at the specyall requeste of the comens of the realme assembled in the sayde parliament in the fourme folowyng.

Cap. i. Fyrst consyderyng how that in all the counties of England the dates of the assises of Nouel dysseisyn & of Nisi prius than were prefixed verey likely to be holden duryng the high court of the said parliamẽt, in which court of parliamẽt many of the kinges lyege people were by his cõmaundement, of which many were playntyffes & many defendauntes in the same assyses and Nisi prius, & in the sayd assyses & Nisi prius the same playntyffes and defendauntes were likely to be disherited, if remedy were not prouyded in this behalfe. And for so muche by the aduise & assent of the said lordes, & at the specyall requeste of the sayd comens, It is ordeyned by auctoritee of the sayde parlyament, to proroge all maner of assyses & Nisi prius before prefyxed, tyl certaine dates by the chaunceler of England for the tyme being, after the thyrd date of March, the sayd. ir. yere to be limit. And the dayes so by the sayde chaunceler to be lymyt, haue relacion in law to the dates of assyses & Nisi prius than so prefyxed, in such wyse, that by this prorogacõ the same assises & Nisi prius, shall not be holden nor reputed nonsued, nor discontinued. And that in euerie of the sayde counties proclamacions bee made by the sheriffes, xv. dates before the sayd dates, so by the chaunceler to be lymit, to the intent that the playntyffes and defendauntes, & al other, whiche haue to do in the saide assises and Nisi prius, may kepe their dates to be limit in the same proclamacions so to be made. Whiche proclamacions shal haue the effecte and force of attachementes, without that that it behoueth to make any newe attachementes for the same.

Prorogacion.

Item

¶Item where as in the parlyament holden at westminster the. viii. yere of our sayd soueraine lord the king amonges other articles it is conteined, to eschewe the great losse and domage, whiche dyuers persones of this realme haue had, and were lykely to haue for theyr lones made of their marchaundyse to marchaūtes alyens, which haue fled away with the same, and dayly take sayntuaries. It was ordeined, that no englishmen shulde sel nor cause to be sold fromhens forth to any marchant alien, any maner of marchandyse but onely for ready payment of money or otherwyse in marchandyse for marchandise, to be payed and cōtented in hand, vpon peyne of forfayture of the same: because of which ordinance the englysh marchauntes haue not sold, nor can not sel nor vtter their clothes to marchantes alyens, wherby the kynge hath lost his subsidies and customes, which he ought to haue had, if the said clothes had ben sold as they were, and were wont here tofore, and the englyshe marchantes, clothworkers, and other the kynges liege people in diuers partes of his realme anoyed and endamaged, where vpon at the supplicacion of the sayd comens, and by the aduyse and assent aforsayd, it is ordeyned, that the englysh marchantes may sel theyr clothes to marchantes aliens for redy payment in money or otherwise in marchandise for marchandyse, to be payed & contented in hand, or vpon lone of payment to be made in money or marchandyse from .vi. monethes to .vi. monethes next ensuyng after such byenges and bargayns made, without gyuyng therof forther day of payment, vpon peyne of forfaiture of the same, notwithstāding the sayd ordinance. And this ordinance shal endure as lōg as shal please the kyng. Prouided alwayes that al other articles conteined in the sayd ordinance, made in the sayd .viii. yere, shall stande in their force. Cap. ii. Clothes sold for dares to straūgers.

¶Item consyderyng the great insurrections, rebellions, & horrible treasons ymagened & committed by Owen of Gleyndourdy of wales, agaynst the royal maiestee of king Henry, graundfather of our soueraigne lord the kyng that now is, wherof he was endited (as it appereth in an enditement made before Thomas late erle of Arundell, John Durley, and Thomas Lee, by the commission of the sayd graundfather to enquyre with other of all maner of treasons, insurrections, and enempes of the same kynge the graundfather, as in the sayd cōmission is more fully conteined): And therupon the sayd endytement of hygh and heynous treasons brought into the kynges benche at westminster, & proces therof made, tyll the same Owen after proclamacion made in .v. counties was outlawed, and after in the ful parlyament holden at westmynster, the fourthe yere of the same kynge the graundfather, was called and named of record traytour to the sayd kynge the graundfather, alwel by statute as by the letters patentes of ỹ said king the graundfather: And for the horribilitie of his so many treasons, it was ordeined by statute in the same parliament, that no englishman maried to any welsh woman of the amytie and alyaunce of the saide Owen traytour to the king, shuld be put in office in wales, nor in the marches: And also cōsyderyng how that the sayde Owen & his adherentes were excepted in many generall graces and pardons graunted by the said king the graundfa- Ca. iii. Owen of gleindour,

ther, to his liege people at diuers tymes, because of the insurrections, rebellions, and horrible treasons aforsayd, for the weale of al the realme, and for repression of all such horrible treasons frombenforth to be compassed, of the assent of the lordes and comens aforsayd it is ordeined and stablisshed, by auctoritee of this present parliament, that al maner of enditementes, inquysycyons, processes, recordes, iudgementes, ordinaunces, and statutes made and expressed, take, had, pursued, or declared against the said Owen, be affirmed, auctorised, and stablished for lawe by auctoritie of this present parliament, & by the same auctoritie shalbe effectual & sufficient in the law, for to bynde & conclude for euer, al that be heyres or of ꝑ bloud of the sayd Owen, notwithstandynge any defaute or mysprisyon had in this partie, or any errour in wrytyng or in leuing out of the name or place, or the indorcement of the sayd commyssyon, or of negligence addyng or leuyng out more or lesse than behoueth, or any other defaut in the sayd enditementes, inquysicyons, recordes, or iudgementes notwithstandyng, so that this present ordinaunce be not preiudicial to any of the heyres or of the bloude of the said Owen, as to any landes in tayle.

Ca. xiiii. Outlagaries.

¶ Item bycause that before this tyme outlagaries haue ben pronoūced in dyuers of the kynges lyege people, aswell before the statute of additions made at Westmynster, the first yere of kyng Henry the .v. as after, because of which outlagaries the bodyes of such people hauing such & like names, as they had which were outlawed in dede, haue ben take & imprisoned, and theyr goodes & catals for this cause seased by the eschetours of ꝑ kyng & of his noble progenitours. And although that by the cōmen law of the realme a writ of Idemptitate nominis hath ben mayntenable for the same person, whiche in the fourme aforesaide was molested and grieued, neuertheisse if any person of the said lieges, hauyng lyke name, as any other person of the same liege people, whiche was outlawed in dede, had made his executours and dyed, often it happeneth, that by malice and subtyl ymaginacions the goodes and catals of the sayd testatour, which hadde the same name as he had whiche was outlawed in dede, were seased and escheted to the handes of our soueraigne lorde the kynge and of his progenitours, in hinderance of execucion of the testament of euery such testatour, for the doubte whiche hath ben, that any executours may by the cōmen law haue a writ of Idemptitate nominis or not: wherfore to take away and remoue al suche ambyguities and doubtes in this case hereafter, of the assent & aduyse aforsaide, and at the special requeste of the saide cōmens, it is ordeyned & stablysshed by auctorites of this parliament, that a wryt of Idemptitate nominis may be graūted and geuen, good and maintenable for the executours of euerye testatour, aswell of the same effecte as the same actyon of Idemptitate nominis was maintenable before this parliament for any personne him selfe, whiche was or myght haue benne molested or grieued bycause or coloure of anye suche outlagarie. And this ordynaunce haue relacyon and force by auctoritee aforsaid for the executours of euery testatour, aswel of euery outlagarie pronounced in any ꝑson at any time before this parliamēt, as of al maner

Idemptitate nominis.

Executor.

manet of outlagaries to be pronounced in any person in eyme to come.

Cap. b. Severne.

¶ Item for asmuch as ye ryuer of Severn is cõmen to all the kinges liege people, to carp and recarp within the streame of the said riuer, to Bryslowe Glouestre and Worcestre, & other places lopninge to the said ryuer, al maner of marchandises and other goodes and carais, aswel in trowes and bottes as in the flotes comenly called dragges, in euery partie lopninge to the saide ryuer: within which ryuer diuers welchmen and other persons dwelling in diuers places lopning to the saide ryuer, haue nowe late assembled in great nombre, arrayed in maner of warre, and taken for the dragges, and them haue hewed in peeces, and with bowes & arrowes beten the people, which were in sayd dragges, to the intent that they shuld hire of the said welchmen & other persons for great sũmes of money; botes and other vessels for cariage of suche marchaundises and other goodes and carais, to an euell example and great impouerishment of the said liege people, if remedie be not haistely prouided: It is ordeyned by auctorite of this parliament, ye the said liege people of the kinge may haue & enioye their free passage in the saide ryuer, with flotes and dragges, and all maner of marchandises and other goodes and carais at their wyll, without disturbance of any. And if any be disturbed of his free passage in the said ryuer, the partie grieued shal haue his action according to the course of the comen lawe.

Dragges.

Ca. bi. weightes.

¶ Item it is ordeyned and assented, that by force of the statute made in the laste parlyament, of weightes, according to the standarde of the escheker to be had in euerie cytie burgh and towne within the realme, the burgeses of the burgh of Worcester shall not be disturbed of their ryght, to vse their weieng by. xii. myle about the same burgh, vsynge alwaies such weightes as in the saide statute be expressed. And that no right nor title of weyenge growe to any by force of the same last statue in disturbance of the right of the saide burgeyses of the saide burgh of Worcester.

Worcester.

Ca. bii. Shirifes turne.

¶ Item for the great mischiefes and importable oppressions daylye done to the kinges liege people within the rountie of Hereford, by entrochementes and extorcions done by the sheriffes of the said rountie for the time beyng, late begon & wrongfully continued, bicause that the sheriffes in their turnes and other places after their turnes holden and amended, in whiche other places they haue no power nor auctorite by their office to take any inquysite or enqueste, dooe take diuers enquiries enqueste of office & enditementes of laborers, artificers, and other diuers thinges ordeyned by statute to be enquyred before the iustices and cõmissioners of the peace, where as in no maner they perteyne to be inquyred by such sheryffes in their turnes, nor otherwise, nor in other places before them: And which sheryffes by force of suche inquyries enqueste of office and inditementes vnduely and vnlawfully taken before them in their turnes and elswhere, and for the not commyng of the sayd liege people to the said turnes, the said sheriffes dooe wrongfully take to their owne vse of diuers of ye same liege people fynes and amerciamentes of. x. li. & other great sũmes, in oppression, vndoyng, & destructiõ of many poore people of the said lyeges, if haisty remedy bee not

pꝛouyded in this partie. In consyderacion of which mischiefe it is ordey-
ned by auctoꝛitie of this parliament, that no sheriffe noꝛ vndersheryffe of
County of herefoꝛde. the sayd countie from hensfoꝛth, by colour of his office, shall take any enqui-
rie, enditement, oꝛ enquest of offyce in his turne, whiche ought not by the
lawe to be taken in his turne, noꝛ that he by colour of his sayde offyce take
any enquyrie, enquest of office, oꝛ enditement in any other placꝛ after the
sayde turne holden and ended, noꝛ that he take of any of the kynges liege
people any fynes oꝛ amerciamẽtes, foꝛ any thynge oꝛ cause that pertayned
not to his turne oꝛ office, noꝛ no suche heynous noꝛ grieuous amerciaments
of any of the sayd lieges, against reason foꝛ not cõmyng to the saide turne,
oꝛ to an other place, oꝛ foꝛ other cause by colour of his sayde offyce, vppon
peyne of .x.li. by him to be paid to our soueraigne lord the king his heyꝛes
and successours, as oftentymes as suche sheriffe oꝛ vndersheryffe therof oꝛ
of any article of the same bee duely conuicte at the suite of the kynge oꝛ of
the partie greued, which shall sue aswell foꝛ the kyng as foꝛ him selfe. And
that the plaintyfe in suche case haue the halfe of the sayde summe, together
with his double damages to his owne vse. And that the partie in this case
greued haue power by the same auctoꝛitee, to sue in this party against such
sheriffes and vndersheriffes aswell foꝛ the kyng as foꝛ him selfe as beꝛoꝛe
is sayd. And that the Justices of peace of ỹ same cõtie foꝛ the time beynge,
haue power and auctoꝛitee to enquere, here, and determine suche myspry-
syons and offences, aswel at the kinges suyte as at the parties, whiche will
sue foꝛ the kyng and foꝛ him selfe. And this oꝛdinaunce shal endure by .iii.
peres next commyng.

Ca.viii. Cheese. Item where as it hath bene of olde times accustomed in al the counties
of England, that al the cheses, which ought to be sold by the wete, shuld be
weyed by the Juncel, and because that at the last parliamẽt holden at west
minster it was oꝛdeined, that the sayd Juncels, because of the great disceit
of the same, shuld be destroied, & other weightes touchyng shuld be in this
partie oꝛdeined: And it is so that the pooꝛe people of the realme be greatly
disceiued by the said weightes touchyng, because that they haue no know-
lege howe many poũdes the weye of cheese doth cõteyne by the said weigh-
tes touchinge: And therfoꝛe to thentent that the saide pooꝛe people shall
Weight of a waye of chese. not be in this partie disceiued, as they haue ben afteꝛ the saide last parlya-
ment, It is oꝛdeined by auctoꝛitee of this parlyament, that the weight of
a weie of cheese may conteine .xxii. cloues, that is to sate euery cloue, vii. li.
by the saide weightes towching.

Cap.ix. Item where as it was oꝛdeined by a statute made in the time of kynge
Edward the thyꝛde, the .xxv. yere of his reigne, that all the weares, mylles,
Weares. Mylles. &c. stankes, stakes, pyles, & kydels, which were set in the great riuers of Eng-
land, in the time of the loꝛde Edward somtime kyng of England, sonne of
kyng Henry, and afteꝛ, wheꝛby shyppes & botes be disturbed, that thei can
not passe as they were wont to passe, shulde be remoued and pulled downe.
And afterward in the parliament of kyng Henry, father of our soueraigne
loꝛd the kyng ỹ now is, holden the first yere of his reigne, it was oꝛdeined,

that

that aſwel the ſaide ſtatute made ỹ ſayd. xiv. yere, as an other ſtatute made in the tyme of the ſayd noble kynge Edward the thyrd. the. xlv. yere of his reigne, in al their articles ſhalbe fermely holde and obſerued. Joynyng to the ſame, that commyſſions ſhalbe made to ſufficient perſons, to be Juſtices in euery county of Englande, where it ſhalbe nedefull, to ſurueye and kepe al the waters and great ryuers within the realme, and to correcte and amende the defaultes, and to make due execucion of the ſayd ſtatutes accordynge to theyr effecte, aſwell by theyr ſurueyeng, auyſement, and diſcrecio̅ as by inquyſitions within liberties and without, therof to be taken whan it ſhalbe nedeful, and al the premiſſes to here and determine. And notwithſtandyng all the ſaide ſtatutes, and many other ſtatutes made for the conſeruacion of the ſaid great riuers, there is ſo great nombre of ſheiſes within the ryuer of Ley, which is in the counties of Eſſex, Hertford and middelſex, which renneth from the bridge of the towne of ware, to ỹ ryuer of Thamiſe, which ſheiſes be made and commen by force and coutie of the ſaide water of Ley that ſhippes and botes may not paſſe by the ſaide water of Ley, as they ought, becauſe that no power nor auctorite is geuen by any ſtatute heretofore made, how nor in what maner the ſame ſheiſes may be remoued, as by a peticion deliuered in this parliament by the commons of the ſame it was fully declared, wherupon, by aduyſe & aſſent of the lordes ſpirituall and temporall, and alſo at the requeſte of the ſayd comens, it is graunted & ordeyned, that the chaunceler of England for the time beyng, may aſſigne certeyn ſufficient commiſſioners, whiche ſhall haue power by auctorite of this parliament, to remoue and caſt all the ſaide ſheiſes out of the ſayde riuer of Ley, vpon the bankes of the ſame ryuer, ſo that any may bee found, that wyl take vpon him to do the ſame, without excludyng of any mannes ryght. And in caſe that any credite or ſhifte of any ſommes of money be or myght be made, to put out and amoue the ſayd ſheiſes, that than the commyſſioners of the ſayd ryuer for the tyme beynge, by them and by theyr deputies, may by auctorite of the ſame parliament, take and gather of euery ſhip and bote freyted, paſſinge or comming in the ſayd ryuer, iiii. d. for the repayment of the ſayde credites made or to be made, and for the conſeruacyon of the ſayd riuer without ſuche ſheiſes, tyl the ende of thre yeres nexte folowyng.

Riuer of Ley.

Chancelet of Englād

Cap. i.

Item where as in the parliament holden at weſtminſter, the. xv. daie of Marche, the thyrd yere of the reigne of kynge Henry the. v. a ſtatute was ordeyned in the fourme as foloweth. Item for aſmuche as there be dyuers abbottes, priours, whereof ſome be of the kynges foundacyon, and ſome of the fundaciō of other lordes, dwellynge aſwell within the coūtie of Yorke as in the countie of Lancaſter, wherof ſome haue poſſeſſions within the wapentakes of Staineclife, wapetake, & Frendles wapentake in Crauen in the ſayd countie of Yorke, and ſome not, againſte whom diuers perſons dayly by abbettement and procurement of the bailifes approuours of the courtes of the ſayde wapentakes, and of the ſtewardes that holde pleas in the ſaid courtes. And of fermours of the profytes and reuenues of the ſaid

courtes

courtes, do sayne and procure by them and other of their coyn and assent, dyuers playntes and pleas of dette and trespas, and other diuers pleas in the courtes of the said wapentakes. And where the same abbottes & priours come to the saide courtes to defende them of suche wrongfull playntes and plees, and praien and proffre to the stewardes and bayliffes of the sayde courtes to make their attourneis in such plees, the sayde stewardes and bayliffes the same refuse, and wyl not receyue such attourneys of such abbottes & priours, in any plee of det or trespas, nor in any other plee. And moreouer the same stewardes and bayliffes of their owne auctoritee do amerce the sayd abbottes and priours, at the first tyme for euery of the sayde playntes x. s. or xl. s. or more at their wyll, to the great domage and hinderaunce of the sayd abbottes and priours, and agaynst reason and the comen lawe of the land. The kynge hath ordeyned in remedy of the said greuaunces, that al suche abbottes and priours and their successours and euery of them, sommered in the sayd courtes, may make their atturneis or atturney generall, that is to say, euerye of them vnder the comen seale of his house, to sayne and lose in euery plee of det and trespas, & other plee moued or to be moued in the said courtes, and in all other courtes within the sayd wapentakes. Attourney.

And that the stewardes and bayliffes of the sayd courtes receyue the sayde atturneis so made and named with out any contradiction. And if the same stewardes or bayliffes refuse to receyue any suche atturneys, so made and named, or to be made and named, that thā the sayd stewardes and bailliffes at euery tyme of suche refusayl of such atturneys, shal forfayt and incurre the payne of x. li. to the kynge. And that the sayd abbottes and priours or their successours in the sayde counties nor in any of them, shalbe amerced for any nonsuyt or defaute in none other maner than secular persons. And that this ordynaunce stande in his force for al the yere nert comming, and tyl the parliament the same yere nert enluyuge, after the determinacion of which statute, bycause that it was not ordeined to endure but for a certeine tyme nowe determined and past, the mischiefes and greuances aforesayde do remaine yet not remedied. And dayly haboundeth and encreaceth more than euer they dyd, and moreouer the sayde stewardes and bayliffes wyll now receyue none other plee nor answer of the sayd abbottes and priours in the sayde courtes, but onely to wage their lawe, to the intente that they ought of necessytee to appere before them in their proper persons, to their great vexacion and greuaunces: wherfore the sayde mischiefes and greuaunces considered, for the comforte and relefe of the saide abbottes and priours, and of other religious persons aforesaid, by the aduise and assent of the sayd lordes spirituall & temporall, & also at the specyall requeste of the sayd cōmens, it is ordeyned, that ꝑ said statute, made the said thyrd yere, be holden & obserued as good and effectual, allong as it shal please the king.

Cap. xi. ¶ Item where as by a supplicacion deliuered in this present parliamente by the comens of the same, it was declared by Margaret duchesse of Clarence, Ioban duchesse of Yorke susters, and amonges other heyres to Edmond late Erle of Kent, Richard duke of Yorke, Richard erle of Salesbury,

durie, and Alyce his wyfe, Rauke erle of westmerland, Johã lorde of Typtoft and of Powes, and Joyouse his wife, and Henry Gray cosyns and other of the heyres of the saide Edmond late erle, as in the same supplicatiõ is supposed, ꝑ is to saie the said duke, sonne to Anne doughter to Alianour, an other of the susters of the saide Edmond, The saide Alyce doughter to Alyanour an other suster of the sayde Edmond, The sayde Rauke sonne to Elisabeth an other suster of the sayd Edmõd, The sayd Joyouse doughter to the sayd Alyanour mother of Anne, And the sayd Henry Gray sonne to Johan doughter of the same Alianour, that where as Alyanour, wife to James lord of Audeley, pretending calling and affirming hir selfe doughter and heyre to the said Edmõd late erle of Kent, and begotten and borne in mariage pretẽsed, had betwixt him and Custance late wife to Thomas lorde Dispenser, where by the said supplicacion it is supposed, that the said Alyanour, wife to the said James is bastard, and neuer was any mariage made, had, nor solempnised betwixt the said Edmond and Custaunce, but the said Edmond (by the ordinaunce, wyl, and agrement of kyng Henry the fourth, graũdfather of our soueraigne lord the kyng ꝑ now is, after great notable and long ambassade had & sent to the duke of Millain, for a mariage to be had betwixt the saide Edmond & Luce, suster to the saide duke of Millain) did take to wife and openly & solẽpnely maried to the saide Luce at London. The sayd Custaunce than liuyng and beinge there present, not claiming the said Edmond to hir husbond, nor no dower after his decease, which mariage betwixt the sayd Edmond and Luce so had and solempnised, contynued without any interrupcion of the saide Custaunce, or of any other, during the life of the said Edmond, as diuers lordes and other credible and notable persons of the said realme haue wel in their remẽbrance, And howe after the decease of the said Edmond, the sayde Luce was endowed of his landes, as his lawfull wife, conteinynge therof hir estate peasibly all hir lyfe. Neuertheles the sayd Alyanour, the wyfe of James, vpõ great subtiltie, processe imagened, pryuey laboure and other meanes and coloured waies, to the intent that she ought to be certified mulier by some ordynarie, in case that bastardie shuld be alleged in hir pson hath brought (as it is sayd) in examinacion before certeyn iudges in the spirituall court, not informed nor hauyge knowlege of the saide subtiltie imagened processe priuey labour and couloured waies, certein suborned proues and persons of hir assent and coueyn, deposyng for hir, that the sayde Alyanour the wyfe of James, was begotten within mariage had and solempnised betwixt the saide Enmond and Custaunce, The sayde duchesses, the duke of Yorke, erle of Salesburye, Alyce, Erle of westmerland, Johan, the lorde of Typtoft, Joyouse, and Henry, nor none of thẽ therof warned nor wetynge, tyll longe tyme after the said deposycion so made, where of the sayde suppliauntes do doubt them to be grieued and impeched of theyr inheritaunce had by the sayde Edmond, by other subtiltie and labour in ꝑ tẽporall lawe to be laboured and wrought by the sayd lord of Audeley and Alianour his wyfe. As if they will take any action agaynst any persons of theyr assente

Supplication.

and

and coupn or otherwyse, to cause suche persons of such assent and coupn to take an actyon against them (as it is supposed that they entend to do) In whiche action by the coupn and assent aforsayd, bastardy ought to be alleged in the person of the sayd Alianour, wyfe of James, and therupon by ỹ assent & coupn an issue to be taken, and a wryt to be sente to some ordinarie (where it please them) not aduertysed of the sayd subtiltye, assent, & coupn, to certyfie if the sayde Alyanour ỹ wyfe of James, be mulier or not, before whiche ordynarie the same Alyanour, wyfe of James, wyll allege & proue hir selfe mulier by the sayd depositions of the saide subourned proues.

And than the partie had as aduersarie against the said lorde of Audeley & Alyanour his wyfe, in the saide action, taken or to be taken by assente and couin aforsaid, wil allege no profe nor matter, nor make any defence before the sayd ordinarie against the same lorde of Audeley & Alyanour his wyfe but suffre the mater before the sayd ordinarie to procede accordynge to the mynde of the sayd lorde of Audeley and Alyanour his wyfe. So that it is very likely, that the same ordynarie wyl certifie the sayd Alyanour wyfe of James mulier, whiche certificate so had & made, ought by the lawe of England to disherit the said duchesses, duke of Yorke, Erle of Salesburye, Alyce, erle of westmerland, Johan lord of Typtoft, Joyouse, and Henry & their issue for euer of the hole enheritaũce aforsaid, wherupon the premisses tenderly considered, and for to eschew such subtyl dissherisons, aswell in the sayd case as in other case lyke in tyme to come, by the aduyse & assent of all the lordes spirituall & temporal, and also at the specyal requeste of the said comens in this parliament assembled, it is ordeyned and stablished by auctoritee of this parliament, that if the sayd Alianour, the wyfe of James be certified mulier in any court before this time, that no maner certificat, hertofore made for the sayd Alyanour wyfe of James, shal in any wyse put to preiudice in damage nor conclude any person or psons but him or his heires that was partie to the plee. And that from hens forth all iudges of or in the courtes, where any plee is or shalbe depẽding taken or moued in which plees so dependyng taken or moued bastardy is or shalbe alleged agaynst any person partie to the same plee, & therupon an issue toyned, which by the lawe ought to be certified by the ordinarie, that the iudges or one iudge of or in the courtes, where ỹ said plee is or shalbe depending taken or moued, before the tyme that any writ of certificat passe out of the same court to the ordynarie, to certifie vpon the issue so toyned or to be toyned, shall make a remẽbraunce vnder the seales or his seale, at the suit of the demaũdaunt or tenaũt plaintyfe or defendaũt in the plee, in which the bastardye is or shall be alleged, recytynge the issue that is toyned in the same plee of bastardie, and certifyeng to the chaunceler of the kynge of England for the time beyng, to the intent that therupon proclamacion be made in the sayd chauncery by three monethes, ones in euery moneth, that al persones pretendinge any interesse to obiecte against the partie, whiche pretendeth him selfe to be mulier, that they sue to the ordinarie, to whome the writ of Certificat is or shalbe directed, to make their allegacions and obiections against the partie,

Certificat

Bastardy

Ordinary

partie, whiche pretendeth him to be muler, as the lawe of holy churche requyreth. And the sayd chaunceler hauinge notyce of the said remembrance and issue ioyned & requyred by the said demaundaũt or tenaunt plaintyfe or defendant hauyng the saide remembrance, to make the saide proclamacion as afore is saide, the same chaunceler for the time beyng shal do make proclamacion in the fourme aforsaid, And the proclamacion so made shall certifie in the court, where the saide plee, in whiche the bastardy is alleged an other tyme shalbe dependinge. And that the iudges of or in the courte, where the same plee is or shalbe depending taken or moued, before any proclamacion so to be made in the chauncerie, make one time suche proclamacion openly in the same court. And also an other tyme whan the proclamacyon shall be certified by the chaunceler of England & made in the fourme aboue rehersed. And than the sayde Judge shall awarde the sayde writ of Certificat to the ordinarie, to certifie vpon the issue so ioyned or to bee ioyned. And if any writ of Certificat be made or graunted before that all the proclamacions in the fourme aforsaid be made and certified, that than the said writ of Certificat and the certificat of the ordinarie therupon made or to be made, shal be voyd in lawe, and of none effecte, And if any writ before this time be directed to any ordinarie to certifie, if the said Alyenour wyfe of James be bastard or not, and at this tyme not certified, if it be certified hereafter by vertue of the saide writ, that the same certificat of the saide ordinarie so made be voide and of none effecte.

Proclamacion.

¶ Here begynneth the Statute made at westmynster the .x. yere of kyng Henry the vi.

OUr soueraigne lorde the kinge, at his parliament holden at westminster, the .xii. date of May, the .x. yere of his reigne, to the honour of god, and for the weale of him and of his realme, and for the tranquillitee and ease of his people, by the aduise and assent of the lordes spirituall and temporal, and at the spectall requeste of the comens in the same parliament assembled, hath done to be ordeined & stablissed diuers statutes & ordinaunces in the fourme folowynge.

Cap. i. Mayre & constables of the staple.

¶ First where as it is graunted to the mayre and constables of the staple of Caleis by the charters of the kinges noble progenitours, and by him cõfirmed, ỹ they shal haue power to take & recorde al recognisaunces of dettes before thẽ made by any person. And therfore great ambiguites were if the recognysaunces before the said maire and constables made beyond the sea, shuld be effectuall & executorie in al pointes within the realme of Englande, as the recognisaunces made before the maire and constables of the staple of westmynster be. Our soueraygne lord the kynge, willing in this case to take away al suche ambiguities, by the aduyse and assent of the lordes spirituall and temporal, and at the special requeste of the said comens, hath ordeyned by auctoritee of the same parliamẽt, that al the recognisances of dettes before the sayd mayre and constables of Caleys, made or to be made

made by any persons beyond the sea, shalbe as effectuall and executorie, & of suche force in al poyntes within the realme, and in the same fourme executorie, as the sayd recognysaunces made before the sayde mayre and constables of the stable of westminster, or before any other mayres or constables of the stable within the sayd realme be.

Cap. ii. Knightes of shires. ¶ Item where as at the parliament holden at westminster the morowe of sayncte Mathew the apostle, the. viii. yere of the kynge that nowe is, it was ordeyned by auctoritee of the same parliament, that the knyghtes of all counties within the realme of Englande to be chosen to come to the parliamentes hereafter to be holde, shuld be chosen in euery coũty by people dwelyng and resyaunt in the same, wherof euery one shall haue freholde to the valoure of fourty shelynges by yere at the least aboue all charges, vpon a certeyn payne conteyned in the same statute, not makynge expresse mencion in the same that euery man that shalbe chosen of any such knightes shal haue freholde to the valour of forty shilynges at the least aboue all charges within the same countie, where such chosen with other lyke shall make such election or elswhere. And for so muche our soueraigne lorde the kyng willing to make plaine declaracion of the said statute, by the aduise and assent aforesaid, and at the special request of the said comons, hath ordeined that the knightes of all the counties within the said realme to be chosen to come the parlyamentes hereafter to be holden, shalbe chosen in euery countie by people dwelling and resiant in the same, wherof euery man shal haue freholde to the valour of forty shillynges by the yere at the leaste aboue all charges within the same countie, where any suche choler wil medle of any such election.

Cap. iii. Kynge of Dẽmarke ¶ Item because that our soueraine lorde the king at the grenous cõplaint to him made in this parliamẽt by the comons of his realme of England being in this pliament is informed, that many of his faithful liege people be greatly impouerished vndone & in point to be destroied by the king of Denmarke, & his lieges, which be of ỹ amitie of the kyng our souerain lord, by cause ỹ thei do daily take of his said faithful subiects their goodes, so that they haue taken of marchantes of Yorke & kyngston vpon Hull goodes & marchandises to the volour of. v. M. li. within a yere, and of other lieges & marchantes of the realme of England goodes & catals to the valour of xx. M. li. wherof thei haue no remedy of the saide kyng of Denmarke, nor of none other, for asmuche as none of them commeth within the realme of Englande, nor nothinge haue in the same realme of Englande, and that the goodes be taken out of the same realme, The king willyng to prouide remedy for his saide liege people, hath ordeined and stablysshed, that if the goodes of any of the saide his lieges be or shalbe taken by the saide kyng of Dẽmarke or any of his saide lieges, the keper of the priuie seale for the tyme beinge, shall haue power to make to the partie grieued letters of requeste vnder the priuie seale, without any other pursuyte to bee made to any, for restitucion to be had of the goodes so taken and to be taken. And if restitucion be not made by such letters, the kynge our soueraygne lorde

by the

by the aduyse of his counsel shal prouyde to the partie grieued his couena-
ble remedy accordyng as the case requyreth.

¶Item bycause that dyuers of the kynges liege people before this tyme
haue ben outlawed and greatly vexed & oppressed in diuers suytes, alwell Ca. iiii.
before the kynge in his benche as in the comen benche, in the recordes of Outlaw.
whiche suytes the entrees haue ben made, that the playntiffes in the same
suytes: obtulerunt se in propria persona sua, where the same playntiffes ne
uer appered to suche suytes, nor neuer had knowlege of the same, in great
myschiefe of the sayd liege people, if remedie be not prouided in this party.
Our sayd soueraigne lorde the kyng. willing in this case to prouyde reme-
dye, hath ordeined and stablished by auctoritee of this present parliament,
that no maner Fyliſar, Exigenter, nor none other officer from henceforthe Fyliſar.
shall make suche entree in any maner suyte, excepte that the playntiffe in
the same suite, before that suche entre be made, do appere in his proper per-
son before some of the sayde Justices of the place, where the plee is or shall
be dependynge. And there he shalbe sworne vppon a booke, that he is the
same person, in whose name the sayd suyte is sued, or that some other credi-
ble person of the kynges counsell make suche othe for him. And this ordy-
naunce shall endure tyll the nexte parlyament.

¶Item where as by a statute made the .xii. yere of kyng Richard the se- Cap. v.
cond, for .ii. great worckes very necessaty alwaies to be susteined & suppor-
ted about the towne of Caleys, and the marches there, that is to saye the bea- Caleis.
kons before the porte there, and the place called Paradyse, which is nyghe Beakons.
to the dytches of the same towne, it was ordeyned and stablyshed, that all Paradise.
maner of shyppes accustomed to come to the sayde porte out of Englande
(the fyshers botes onely except) shall bryng with them al theyr laitage of
good stones, couenable for the stuffynge of the sayde beakons, therof ma-
kynge reasonable delyueraunce from tyme to tyme at theyr cōmynge there
to the treasorer, whiche for the tyme shalbe, or to other mynysters therto by
him ordeyned, vpon payne of two pens for the weyght of euery tonne, and
a'muche as the sayd shippes shalbe of portage. And that al maner of ship-
pes entryng to reste at the sayd place of Paradyse, shall pay at euery theyr
entree there foure pence sterlynges. And therupon it shalbe lawful to them
(if they wyll) to tary there by foure dayes with as many nyghtes than next
folowinge, without payenge any more for theyr sayd entre. And in case that
they abyde lengar than foure dayes and nyghtes aforsayd, than they shall
paie for euery day and night one peny, and for the onely day an halfe peny
and for the onely nyght an halfe peny. And moreouer that no maner of per-
son presume to fasten any maner shyp or bote by cable, corde, or otherwyse
to the tymber nor to the stones of the sayde beakons nor paradise, nor to
the newe key, otherwyse called the wharfe at the syde of the sayde porte of
Caleys, vpon payne of .xl.d. to be leueyed of the ship, whiche so shalbe fou̇d
fastned. And that the sayd treasorer, whiche for the tyme shalbe, shall haue
ful power by him and his deputies to leueye and receyue the money of the
saide paynes incurred and rysinge. And therof to make paiment accordyng

as

as shal nede in his office by the viewe & controlment of the kings controller there, which statute amonges other thinges made in the same parliament was reuoked and adnulled in the parliament holden at westminster the fyrst yere of kynge Henry the.iiii. to the great domage and hinderance of the sayd woorkes, and to the greuous and importable costes of the king, if remedy be not hastely prouided. And for so much our soueraigne lord the kynge, by the aduyse and assent of the said lordes spirituall and temporal, and also of the sayd comens beyng in this parliament, hath ordeyned and stablissched, that the sayd statute, made the sayd. xxi. yere, be from henforth an estatute effectuall, holden and kept and put in due execution for euer, accordyng to the tenour of the same.

Cap. vi Inditemēt appeale.

¶ Item where as in the parliament holden at westminster the. viii. yere of the kyng that now is, it was ordeined, that vpon euery enditemēt or appele, by the which any of the kinges liege people, dwelling in other straūge and dyuers counties then where suche inditement or appeale is or shall be taken of treason, felony, or trespas, to be taken hereafter before Justices of peace, or other Justice hauyng power to take suche inditementes or appeles, or other cōmyssioners or Justices in any countie fraunchyse or libertie of England, before any exigend awarded vpon any enditement or appele in the fourme aforesaid to be taken, that maintenauut after the fyrst writ of Capias vpon euery such enditemēt or appele awarded and returned, that an other writ of Capias shalbe awarded, direct to the sheryfe of the cōtie, wherof he that is so endited or appealed is or was supposed to be cōuersāt by the same enditement or appeale, returnable before the same Justices cōmissioners, before whō he is endited or appeled, at a certein day cōteining ỹ space of. iii. monethes of ỹ date of the same writ, & the returne of the same, as by the same statute plainly apereth, by which clause of the same statute, ỹ is to say, returnable before ỹ same Justices or cōmissioners, before whom he is indited or apealed, some do thynke ỹ the writ of Capias ordeyned by ỹ said statute, which shalbe directed to the sheriffe, wherof he that is so endited or apealed is or was supposed to be cōuersant by the same inditemēt or appeale, shalbe returned before the same Justices or commissioners, or other, before whom the enditement or appeale was taken, & not els where: And ymagening to defraude & to destroy the said statute, do sue to remoue suche enditementes and appeales out of the hands of the Justices or commyssioners aforesayd in the kinges bench and els where, by Certiorary and otherwyse, vnknowen to the parties so endited, and thereupon sue the proces vsed at the commō law before the making of the said statute, in the kinges benche and els where after the remouynge, to ỹ great impouerysshyng and veracion of the kynges faythfull subiectes, wherfore the same our soueraigne lorde the kynge, by the aduise and assent aforesayd, & at the special request of ỹ said comēs, by auctoritee aforesaid, hath ordeined, ỹ the said statute be holden & kept & put in due execucion in al pointes. Joyned to the same, that if any such enditemētes, taken or to be taken before any iustices of peace, or before any other hauynge power to take suche enditementes or

appeales

appeles, or other Justices or commissioners in any countie, fraunchise, or liberte of England, shalbe remoued before the kynge in his benche or elswher by Certiorari or otherwyse, that than after suche remouyng before any erigend awarded vpon any such inditement or appeale in the fourme aforesaid taken or to be taken, that mayntenaunt after the fyrst writ of Capias vpon euery such enditement or appeale awarded & returned, that an other writ of Capias be awarded, directed to the shiriffe of the countie, wherof he that is so endited or appeled is or was supposed to be conuersaunt by the same enditement or appeale, returnable before the kynge in his benche at a certayne day, conteynyng the space of .iii. monethes or .iiii. of the date of the sayd laste writ of Capias, accordynge to the maner and fourme that the Justices of peace and other in the sayde fyrst statute conteined ought to haue done before such remouyng after the makyng of the sayd fyrst statute. And if any suche erigend be hereafter awarded vppon any suche enditement or appeale, after suche remouynge agaynst the fourme aforesayd, or any outlagarie therupon pronounced, aswell the same eriged so awarded, as the outlagarie therupon to be pronounced, and euery of them, shalbe holden for none and voyde, accordynge as in the sayde fyrst statute is more fully conteyned.

Cap.vii. Staple of Calais.

¶ Item wher as by a statute it was ordeined, that al the wolles and wolfelles hydes, lead, and tynne, and diuers other marchaundises passyng out of the realme of England, the landes of Ireland, wales, & Berwyke vpon Twede, ought to repayre to the staple of Caleies, and to none other place beyond the sea, to be sold vnder the gouernaunce of the mayre and constables of the said staple, vpon certayne peynes conteyned in the sayde statute, whiche peynes be so easy and not doubted, that many take in custome to cary and do dayly to be caried out of the realme and landes aforesayde by diuers meanes and wayes, a great substaunce of wolles, wolfelles, hydes, lead, and tynne, and other marchaundises, which ought to repayre to the sayd staple, in to Scotlande, & in to Flaunders, Holand, Sealand, & Brabant, without custome or other charge therof payeng, as is payed for wolles repayrynge to Caleys: And also by the sayd wolles & marchandyses so caryed to the sayde parties, there commeth no money into this realme of Englande, nor the same realme is in no wyse encreased, nor the mynt at Caleys susteyned: And moreouer the same wolles and marchaundises be sold in the sayd parties at so litle a price or valour, ꝑ the marchantes alyens be so greatly enstored of the same, that they come not to Caleys for to bye wolles and wolfelles, as they were accustomed to do, to the great losse & domage of our soueraygne lorde the kynge, and the vniuersall domage of his realme, and great hinderaunce of the vttrauns of the cõmodities of the sayd realme, repayrynge & beyng at the sayd towne of Caleys, as the same our soueraygne lorde the kynge hath conceyued at the greuous complaynt to hym made by the marchantes & comens of the realme in this present parliament assembled: Our soueraygne lorde the kyng, consyderyng the greuous losses and domages aforesayd, hath ordeyned, that the valour of all such goodes so found, caryed or to be caried to the sayde parties, except those wolles & wolfelles, whiche by our soueraygne

lord the kyng be or shalbe lycenced, if there be any forfayt, wherof the same our souerayngne lorde the kyng shall haue the one halfe, and the person that espyeth and proueth the same by the discrecion of the treasorer and the barons of the escheker, shall haue the other halfe. And that euery man haue power by auctoritee of the same parlyament to make suche serche in euerie place, where it shalbe nedefull.

Here foloweth the statute made at westminster the xi. yere of the reygne of kyng Henry the. vi.

OUr souerayngne lorde the kinge at his parliament holden at westminster, the viii. daye of July, the. xi. yere of his reigne, to the reuerence of god, & for the weale of the people of his realme, by the aduise and assent of the lordes spiritual and temporall, & at the spectall requeste of the comons of his realme in his sayd parliamene assembled, by auctoritee of the same parlyament, hath ordeyned and stablished certayne statutes, declaracions, and ordynaunces in the fourme folowynge.

Cap. i. THe fyrst for asmuche as our sayde souerayngne lorde the kynge, at the grieuous complaynte to hym made by his sayde commons in the same parliament, hath conceyued, that dyuers persons of great pouertie, without conscience and of yuel gouernaunce, now and late dwellyng in a place suspecte

Stewes. called the Stewes in the borough of Southwerke, in the countie of Surrey, as well by receypt of comen women, theues, manquellers, & auowtrers, as by murderers and priuie roberies, aswel by them selfe as by many other there herberged without pitie, loyaltie, and good conscience there done, haue sodeinly come to great richesse, by the which they haue purchased great iuuynges of landes and tenementes, to great perely valoures, and because of their sufficiancy of freehold so purchased, they haue ben returned by the shiryffe of the sayde countie and other baylyffes in enquestes, aswell for felony and trespasse betwene the kyng and the partie, and party and party, as in assyses and other pleas of lande before the kynges Justices in his courtes, & before the stewardes and marshal of his house, wherby dyuers disheritaunces and wrongfull condempnacions of many lawfull lyeges of oure souerayngne lorde the kyng haue ben had, and many murderers & notorious theues haue ben saued, great murders and roberies conceled and not punished, And howe the same persons suspecte inhabit them in comen hosteries and tauernes in the hyghe way of the same borough, there receyuing theues, comen women, and other misdoers, in lyke maner as they dyd in the sayde suspecte place of the stewes: Our souerayngne lorde the kyng, consyderynge the premysses, and that suche people without conscience be defamed, and maie not of reason be entendynge to beare witnes of trouthe there where trouthe shuld be enquired, hath ordeyned and stablished, that if any suche person bee returned by any shiryffe, baylyffe, or other minister of our sayde souerayngne lorde the kynge in the sayd countie of Surrey, or by any officer before the stewarde and marshall of our souerayngne lorde the kynges house, aswell for

the

for the kyng as for the partie, at all tymes fromhenceforth he may be challenged, and the chalenge in that partie allowed for the cause beforesayde. And also for to auoyd murders, roberies, & auoutries that might by lyklyhood happen, it is ordeyned, that no such person, whiche also hath dwelled at the said stewes, be suffered to hold any comon hosterie nor tauerne in other place within the sayde borough of Southwerke, but onely at the sayde stewes. And that the Justices of peace in the same countie shall haue power to enquere of al them that hold hosteries and tauernes, and them to punisshe by fyne and raunsome, and by imprisonement of their bodies, after the discretion of the sayde Justices. Chalenge. Hostrie. Tauerne. Southwarke.

¶ Item where as dyuers persons oftentymes do sue assyses of Nouell disseysyn before Justices assigned agaynst dyuers persons, and by cratte and collusion, for to haue their writtes of theyr sayd assyses dyrecte to the coroners of the counties, where the tenementes be, for to make execucion of the sayde wryttes, do name in their sayde assyses the sheryffe of the same countie one of the disseysours, where he is not nor neuer was disseysour nor tenaunte of the tenementes in demaunde, wherby oftentymes the sayd assises be awarded by the defaut of the tenauntes which haue no knowlege of those assyses, in somuche that they founde not any assise agaynst theym of the sheryffe in the fyle, nor haue no suspection of any suche assyse taken agaynst the shiryffe and them: Our soueraigne lorde the kyng, willyng in this case to pryouyde remedie, of the assent and auctoritee aforesayde, hath ordeyned, that in all such assyses purchased at this tyme hangyng or herafter to be purchased betwene any persons what so euer they be, before any suche Justices, in whiche assyses any suche sheryffe be named disseisour, if the tenauntes in the sayd assyses or any of them wyll auerre, that the sayde sheryffe is not nor neuer was disseysour nor tenaunt of the tenementes in demaunde but was named disseysour by collusion, the auertment shalbe receyued. And if it bee founde by the sayd assyse, that the sayde shiryffe be not nor neuer was disseisour nor tenaunt of the tenementes, but was named disseysour by collusyon, than the said Justices shal do to be abated the said wryt purchased or to be purchased in the fourme abouesaide. And that the plaintiffes or plaintiffe bee in the greuous mercy of the kynge. Cap. ii. Assyse of no. dis. Sheryffe. Collacion.

¶ Item where as by a statute made the fourth yere of the reigne of kynge Henry, graundfather of our soueraigne lorde the kinge that now is, amonges other thynges it was ordeyned, that the disseysies haue theyr actions agaynst the disseysours, during the lyues of the same disseisours, so that such disseisons therof take the profites at the tyme of the sute commenced, as in the same statute is conteyned more at large, the whiche statute after the opinion of many hath ben entended in writtes of Assyse of Nouell disseysyn onely. And as greate mischiefe is it to the parties demaundauntes in other wryttes sued and grounded vppon nouell disseysyn, as in assyse: wherfore our soueraygne lorde the kynge, wyllyng al maner of opinions and doubtes in that partie to cease, hath ordeyned by the assent and auctoritie aforesayde, that in all maner of writtes grounded vpon nouell disseysyn, the disseysyes Cap. iii. Disseysee. Nouell disseisin.

shall haue their recoueries, if they wyll, by suche wrytes agaynst the disseysours or their feffees, aswell as they shall haue in assyse of Nouel dysseysin, so that the same disseisours or theyr feffees, agaynst whome the wryt shalbe brought, therof take the profytes at the tyme of the writte purchased, notwithstandynge any giftes or feffementes made to other persons for to delay the demaundauntes.

Cap. iiii. ¶Item our soueraigne lorde the kynge, by the greuous complaynt of his comons, consyderynge the great myschiefes had within the realme and yet not remedied, and also the great domage and dishenheritauns that commeth by the vsuall periurie of iurrours empanelled in enquestes, aswell in the courtes of our soueraigne lorde the kynge as of other, the whiche periurie haboundeth and encreaceth dayly more than it was wont, for the great giftes that suche iurours take of the parties in pleas sued in the sayde courtes, In somuch that the greatter partie of people that haue to sue in the said courtes, leue their suytes for the mischiefe aforesaide, and namely for cause of the delayes that be in the wrytes of attayntes, for that that in tymes paste in wrytes of Attayntes, whan the graund iurie hadde appered in courte, and were redy to passe, one of the tenauntes or defendauntes, or of the petitte iurours named in suche writtes, somtime haue pleded fals & faint pleas whiche were not tryable by the graund iurie of the attaynt, and by that cause delayed the takynge of suche graunde iuries tyll suche pleas were tryed: And after suche pleas tried and founde for the playntiffe an other of the iurrours tenauntes or defendauntes myght pleade an other suche fals and faynt plea after the laste contynuaunce in the same attayntes, And so enery of the defendauntes iurours or tenauntes after other myght plede suche false and feynte plee, and delaie the graunde iurie, whan it was redie to passe, And thoughe that all suche faulse and feint plees were founde agaynst them, whiche pleaded, no peyne was geuen to them by the common lawe: For cause of whiche delaies the graund iuries in atteyntes haue ben often grieuously vexed and trauayled, and the playntyffes in suche attayntes put to so great costes, and therby impouerisshed, that they myght not sue forth theyr sayd suites, where fore the iurours be the more encouraged to be periured and make their false serementes in suche cases: Our sayde soueraigne lorde the kynge, wyllynge vpon that to prouide remedie at the requeste of the sayde comons, and by the assent of the lordes aboue sayde, hath ordeyned and stablisshed, that the parties plaintiffes in all such attayntes shall recoues their damages and costes agaynst all suche tenauntes, iurours, and defendauntes, whiche they haue susteyned in that behalfe. And that this statute extende aswel to wrytes of atteyntes now hangyng, as to writtes of Atteyntes to be purchased herafter,

Cap. v. ¶Item because that diuers people in tymes past haue let theyr landes and tenementes to diuers persons, that is to say, some for terme of life or of an other mannes lyfe, and some for terme of yeres, the sayde tenauntes haue oftentymes let and graunted their estate, whiche they had in the same landes & tenementes, to many persons, to the intent that they in the reuercion, that is to saie, their lessours their heyres or their assignes, ought not to haue any

knowledge

Iurrours. Periurie.

Atteynte.

Feyntplee.

Reuercion.

knowlege of theyr names, and afterward the sayde fyrste tenauntes contynually occupey the sayde landes & tenementes, & therof take the profytes, to theyr proper vse, & in the sayde landes & tenementes do waste & destructyon to the dysheritauns of them in ꝑ reuercion: It is ordeyned and stablisshed, that they in the reuercion in such case may haue & mainteyn a writte of waste agaynst the sayd tenauntes for terme of lyfe, of an other lyfe, or for yeres, and so recouer agaynst them the place wasted, and theyr treble damages for the wast so by them done, as they ought haue done for the wast done by them before the sayd graunt and lease of theyr estate. Prouided alwaies that this ordynaunce hold not place, but where the fyrst tenauntes before the lease and graunt of theyr sayd estates in the maner and fourme abouesayde, were punesshable of wast, and also where after the sayd graunt & lease the sayd fyrste tenauntes of the sayde landes and tenementes take the profytes at the tyme of the wast done to theyr owne proper vse. And this ordinaunce do extende as well to wast by such tenauntes done before this ordynaunce as after. Waste.

¶ Item our soueraygne lorde the kynge, consyderynge the great losses and domages, which oftentimes haue come & be lykely to come hereafter, aswell to hym selfe as to many of his lieges, for that that where aswell diuers enditementes & suytes for our souereigne lorde the kyng, as other suytes betwene partie & partie haue ben taken before dyuers Justices of the peace, assigned by dyuers cõmissions of our sayde souereigne lord the kyng in dyuers countes of England, and dyuers pleas and processes vpon those enditementes haue often be made, & hangynge before the same Justices not determyned, the which pleas and processes ben often discontynued by makyng of new commissions of the peace in those counties, to the greate losse of our sayde souereigne lorde the kynge and of his subiectes, in delay of the same pleas and suytes, and of the delyueraunce of his sayd subiectes. And vpon that, our souereigne lord the kinge willyng to prouide remedie, of the assent and auctoritee abouesayd, hath ordeyned and stablisshed, that al such pleas suytes and processes fromhensforth to be taken and to bee made before Justices of the peace in any countie of Englande, the sayde pleas and processes in suche suytes to be done, shall not be discontinued by suche newe commissions of the peace to be made, but those pleas & processes shall stande in their strength. And the Justices in the same newe commissions so assigned, after that they shall haue the recordes of the same pleas and processes before them: shall haue power and auctoritee to continewe the said pleas and processes, and the same pleas and processes, and al that depende vpon them, to here and fynally to determine, as the other Justyces myght and ought to haue done, of and in the same, if no new commission had ben made. Cap. vi. Endilemente. Proceſſe. Commission of the peace.

¶ Item where as in the parliament holden at Westminster the fryday nexte before the feast of saint Hillary, the .xv. yere of our souereigne lord the kynge that nowe is, for the great mischiefes and intollerable oppressyons doone to his lieges of the countie of Herford, by enrochynges and extorcions doone by the sheriffes of the sayd countie for the tyme beyng, late begon & wrongfully continued, for that the sayd shiriffes in their tournes, and in other pla- Cap. vii. Countie of Herforde. Shyrryffes furne.

ces after their turnes holden and ended, in the which other places they haue no auctorite nor power by their office to take any inquery or enqueste, they haue taken dyuers enqueries, enqueſtes of office, and enditementes of laborers, craftyſmen, and other dyuers thynges ordeygned by ſtatute to bee enquyred before Juſtices and commiſſioners of the peace, and that in maner belonge nor perteyne to be inquyred by ſuche ſheryffes in theyr turnes, nor in any other place before them, and the whiche ſheryffes by force of ſuch enquyries enqueſtes of office and inditementes not duely nor lawfully taken before the ſayd ſheryffes in their turnes and without, and for the not comming of the ſaid liege people to the ſayde turnes, the ſaid ſheryffes dyd take wrongfully to theyr proper vſe of diuers of the ſaide liege people fines and amerciamentes of .x.li. & other great ſommes, in great oppreſſion vndoyng and diſtruction of many poore people of the ſaide lieges, if remedy ſhulde not be haſtelie prouyded in that behalfe, by conſyderacyon of whiche myſchiefe it was ordeyned by the auctorite of the ſayd parlyament, that no ſheryffe nor vnderſhyryffe of the ſayd countie, from the ſayde frydaye than forward, by colour of his office, ſhuld take any enquyre, enqueſt of office, or enditement in his turne, that ought not by the lawe to be taken in his turne nor that he by colour of his office ſhuld take any enquyre, enqueſte of office, or endytement, in ante other place after his turne holden and ended, nor that he ſhulde take of any of the ſayde lyeges of our ſoueraigne lorde the kynge any fynes or amercyamentes for any thyng or cauſe ỹ do not belong to his turne of office, nor any ſuch heynous or grieuous amerciament of any of the ſayde lyeges agaynſt reaſon for defaute of commyng to the ſayd turne or to other place, or for other cauſe by colour of his office, vppon peyne of .xl. poundes by hym to be payed to our ſoueraigne lorde the kynge, his heires or ſucceſſours, as often as ſuch ſheryffe or vnderſheryffe therof or of any artycle ther of be duely conuicte at the ſuyte of our ſoueraigne lorde the kyng, or of the partie grieued that wyll ſue aſwell for the kynge as for hym ſelfe. And that that partie that wyl ſue in ſuche caſe haue the halfe of the ſayd ſumme together with his double damages to his proper vſe. And that the partie in this caſe grieued haue power by the auctorite of the ſayde parlyament to ſue in this behalfe agaynſt ſuche ſheryffes, and vnderſhyryffes, aſwel for the kyng as for hym ſelfe as before is ſayd. And that the Juſtices of peace of the ſame countie for the tyme beyng, haue power and auctorite to enquere, here and determine ſuch miſpriſions and offences, aſwel at the ſuyt of our ſouerayngne lorde the kynge as of the partie that will ſue for the kynge and for hym ſelfe. And that this ordynaunce endure for .iii. yeres than nexte enſuynge: Our ſoueraigne lorde the kynge, conſyderynge the ſayde ordynaunce to bee profytable for hym and his people of the ſayde countie, hathe ordeyned by auctorite of this preſent parlyament, that the ſayde ordynaunce ſhall ſtande in his force and effecte for .iii. yeres nexte enſuynge.

Cap. viii. ¶ Item where as in the parlyament holden at weſtminſter, the fyrſt yere of king Henry, father of our ſouerayne lorde the king ỹ now is, it was ordeined, that al the ſtatutes and ordinaunces made of meaſures of corne ought to be fermely

ferinely holden and kepte, after the effecte of the same, and that none of the purueiours of the kynge, nor of other, ought not afterward from ỹ time forth to bie nor take any corne by other measure, but by .viii. bussheis stryked for the quarter, and that none shuld be founde otherwise to deliuer for the quarter but .viii. bussheis striked for the quarter, as before is saide, and also that paiemente shalbe made incontinently for the cariage of the same, and that if any purueiour of our soueraigne lorde the kynge, or of other ỹson fromhens forth do bie or purueie any corne otherwise or by other measure, than by .viii. bussheis striken for the quarter, as before is saide, and of that bee attainted, he shall haue one yeres imprisonmente, & shall paie to the kynge .C. shillinges, & to the partie that feleth him greued .C. shyllynges, and that as often as any of them shall bee therof attainted, and that the partie that wyll sue, shall haue therof an action grounded vpon the case. And that the Justices of peace shall haue power to enquire and to holde plee of all the thinges afore saide, & vpon that to make punisshement as well at the suite of the kynge as of the partie. And that fromhens forth nothyng shuld be taken for the measuringe of suche corne in any maner. And notwithstanding the saide ordinaunces and statutes, aswel the bakers and all other merchauntes and byers with in the fraunchise and citee of London, as the kynges purueiours of corne, and all other merchauntes and comon byers of corne in many other cyties, townes, burghes, & counties of Englande continually frō date to day do bie and take .iv. bussheis for the quarter, that is to saie the bakers, byers, and marchauntes within the citee and fraunchises of London, by a vessell called the fat, whiche conteyneth .viii. bussheis of corne, with an other bussheil of corne put to that for a quarter, & make the sellers of the same corne against theyr wyll to pay one halfe peny for the measurynge of euerie quarter: and al the other purueyours byars and marchaūtes of corne .iv. bussheis rated for the quarter, agaynst the fourme of the said ordinaunce & statutes, and in contempt of our soueraigne lorde the king, for because the sayd ordinances & statutes be not proclaimed nor put in execucion, nor the sayd peynes and forfaitures lymit by the sayd statutes leuyed after the effect of the same statute: Our soueraigne lorde the kyng, willing the same statutes & ordinaunce to be duely holden & kept, by the assent and auctoritee aboue said hath ordeyned, ỹ aswell the sayd statutes as the statutes of weyghtes & measures, made at the parlyament of our soueraigne lorde the kynge that now is, the .viii. yere of his raigne, be proclaymed aswell in the citie of London as in all other cities burghes and counties of England, & put in due execucion after the forme & effecte of the same. Joynyng to the sayd statute, made the sayd .viii. yere, ỹ in euery citie burghe, and towne of the realme there shalbe a comon bussheil sealed, and accordynge to the standard of the escheker, in the same maner & fourme, and vpon the same peyne, as in the same statute is specyfyed. And a comon balance to be in euery suche cytie, borough, and towne. And that the mayre of the citee of London, and al other mayres of al other cyties, and burghes of England, where there is a mayre, and al bailyffes of cities and burghes, where there is no mayre, and all Justices of peace of euery countie of

purueiours.

Justices of peace.

London.

Bussheil.

Balance.

Englande for the tyme being, shall haue full power, to put all the statutes & ordinaūces aforesaid in due execution, & to here and determyn all the defautes mispriions, offences, & trespasses againste the fourme & effecte of the saide statutes & ordinaunces, done or to be done, or cōmitted aswell at the suite of the kynge as of the partie, that in such case sieth him selfe greued, & of any other of the kynges liege people, whiche in this behalfe will sue for the kynge our soueraigne lorde, & that as well by examinacion of the parties or any of them, after the discrecion of the saide maires, bailiffe, and iustices of peace, as by issues to be tried by inquisicions duely to be taken, and other pleas and processes of the lawe of the lande. And ỳ aswel the partie greued as any other liege man of our soueraine lorde the kynge, ỳ will sue for the kynge, shal haue the suite in that case at his will. And that he that is so attainted of any defaut mispriision, offence, or trespas done againste the saide statute, made the saide firste yere, shall paie to him, at whose suite he is therof attainted, an .C. s. & his reasonable costes of the saide suite, & to the kyng an other .C. s. And that aswel the maire of Londen for the time being, after that he is chosen maire and swore within the said citee at his first comminge to the eschequer, before the treasorer of Englande and the barons of the kynges eschequer, as euery of the saide other maires and bailiffes in their othes to be made for their said offices, shalbe charged & swore to do kepe and execute all the statutes aboue said. And that all the maires & bailiffes of citees & borroughes of the realme, accomptable in the said eschequer, do yerely accomt in the said eschequer of the profites and forfaitures that maie or ought to perteine to our soueraigne lorde the kynge by the fourme of the said estatutes. Sauing alwaies to lordes, cities and borroughes their lyberties and fraunchise, graunted to them by our saide soueraigne lorde the kynge, or any of his progenitours, not reuoked, repealed, nor adnulled. And sauinge alwaies that the saide statute made the saide firste yere of kynge Henry the fifte, and all other statutes of measures and weightes afore made stande in their force.

Accompte.

Cap. ix. Cloth.

Item where as in a statute made the .xvi. yere of king Richarde ỳ seconde after the conqueste, it was ordeigned, that euery man of the realme might make and set to sale & sell clothes, aswell karseis as other, of suche lengh and bread as him pleased, paiyng the aulnage, subsidie, & other deuoirs, that is to saie of euery peece of cloth after the rate, notwithstandinge any statute ordinaunce proclamaciō restreinte or defence made to the contrary. And ỳ none sell nor put to sale any clothes before thei be measured by the kynges aulnegour, & ensealed with the seale therunto ordeined, vpon peine conteined in the statutes therof made, And after in ỳ statute made, in the .vii. yere of king Henry the .iiii. graūdfather of our soueraine lorde the king ỳ nowe is, it was also ordeined, that the clothe of colour shoulde conteine in lengthe .xxviii. yardes mesured by the backe, & in breade sixe quarters and a halfe. And if the cloth makers shulde make theirs clothes of lesse lengthe & bread, thei shuld be forfait to the kyng. And after by an other statute made the .xi. yere of the saide kyng Henry the fourthe it was ordeined, that proclamacion shulde be made openly throughe the realme that no persone makinge suche maner of clothes

Aulnegour.

or

or dosens within the realme, shulde be so hardy to tacke & solde together such maner of clothes before that the aulnegour hath made his serche and surueiynge duely of the same clothes, that thei holde their length and breade ordeined by the saide laste statute, made the saide seuenth yere, as in the same statute is more fully conteined: Upon whiche statutes made in the tyme of the saide kynge Henry the fourthe diuers opinions haue bene holden in the kinges eschequer, as the same our soueraigne lorde the kynge hath conceiued by the complainte of the commons of his realme. Our soueraigne lorde the kynge, willing to ceas such opinions, of the assent and auctorite abouesaid, hath declared, that this woorde (cloth) in the saide statutes before rehersed, shall haue relacion, and shall be vnderstande of hole clothe called brode clothes and brode dosens, and not of other clothes and peces of clothes called streites nowe made or to be made. And moreouer hath ordeined and stablisshed, that euery man maie make, set to sale, and sel al maner of clothes called streites concerning in lengthe .xiiii. yardes, and in the breade one yarde vnwatered or otherwise .xii. yardes watered, without impechement of any officer of our soueraigne lorde the kynge, paiynge to the kynge the aulnage, subsidie, customes, and other deuoirs, that is to saie, of euery clothe and of euery peece of clothe after the rate conteined in the saide statutes. And if the makers of the saide clothes called streites, make any clothes to sell of lesse lengthe and bread than nerte aboue is declared, that than it shalbe laufull to the aulnegour to cut of the liste at the one ende of all suche streite clothes, not conteinynge the saide lengthe, and the same to be solde for a remenaunt or a peece, and not for a clothe. And that no suche clothes be put to sale, tyll the aulnegeour hath mesured them, and made his serch, and put to them the kynges seale therto ordeined, vpon paine of forfaiture of the same. And if any aulnegour enseale any suche clothes called straites, not conteining the lengthe and breed of the straites abouesaide, and cut not of the iyste of all such clothes that do not holde the said lengthe and breed of the straites, that than the saide aulnegour shall paie to the kynge for euery peece of clothe so founde defectiue .vi.s.viii.d. except alwaies that all clothes called straites made or to be made till the daie of the natiuitee of saincte John the baptiste nerte comminge, shall haue lycence to be solde and delyuerd to the feaste of Christmas than nert ensuinge of what so euer lengthe or breade thei be.

Straites.

Cap. x.

Recognisaunces.

Item where as diuers persones within this realme of Englande in tymes paste oftentymes haue bene taken and arrested by diuers sheriffes and other officers of our soueraigne lorde the kynge by writtes, as well goinge out of the chauncery of our soueraigne lorde the kynge as of his noble progenitours, for to haue execucion of diuers recognisaunces made before the maires of the staple of diuers sommons, of which somons such persons, to whom the dutie belonged, had no conuenient remedy other than the saide executions, whiche persons therby taken and arrested for execucion of the same recognisaunces, be often tymes comen by diuers writtes de Corpus cum causa before the kynge in his chauncery out of prisons, in the whiche thei be so kepte because of suche executions, and there thei do sue, shewinge forth

for the diuers indentures and other thinges in defesaunce of suche recognisaunces, desiringe writtes of Scire facias to warne the partie or parties, at whose sute thei be take and arested, to answer vpon the same. And thereupon, by suertee founde to the kynge in his chauncery, haue ben deliuered out of prison, notwithstandinge their saide arrest for the execucions of suche recognisaunces, as aboue is saide, ne suretee founde to the recognisees, to whom thei be so bounde, to satisfie them of their duties, in case that the maters comprised within the saide writtes of Scire facias be not founde nor adiudged for the recognisours therby bounde, wherby the saide recognisees haue bene sometime greatly delaied of their execucion, and sometyme their execucion vtterly loste, and in tyme to come lykely to be loste, because that no aduauntage nor auaile therof might come be or growe to the saide recognisees, to whom such persons be so bounde, by the saide suertee so founde to the kynge because that the same persons so bounde by the kynges pardon might be acquite and discharged for euer. Our soueraigne lorde the kynge, consyderinge that the said recognisees, to whom persons be bounde, be often times without remedy, if it so be the saide recognisours wolde not pursue forth their said writtes of Scire facias with effecte, or otherwise, that the matters of their said writtes of Scire facias be founde or adiudged against the, and therupon thei withdrawe them to places priuileged, or eloigne them out of the realme, or els thei wolde not appere, so that their bodies might be taken and put in execucion, to the great hinderaunce & vndoing of such recognisees in tyme to come, & also because that the kynge is inherited of the price of such suerties to him selfe by the course of the chauncery. The kyng will from hens forth, that such sureties be made seuerally aswel to the king as to the partie.

Sureties.

Cap. xl.

Affraie.

Parlyament.

Counsell.

Assaute.

Item the kynge willinge to prouide for the ease and tranquillitee of them that come to his parlyamentes and councels by his commaundemente, hath ordeined and stablished, that if any assaut or affraie be made to any lorde spirituall and temporall, knighte of the shyre, cytezin or burgesse comen to the parliament or to the councell of our soueraigne lorde the kynge by his commaundement, and there beinge and attendinge to the parlyamente or counsell of our soueraigne lorde the kynge, that than proclamacion shall be made in the moste open place of the towne by the three seuerall daies, where the affraie was so made, that the party that made such affraie or assaut, yeld him before the kinge in his benche within a quarter of a yere after the proclamacion made, if it be in the tyme of the terme, or otherwise at the nexte daie in the tyme of the terme folowinge the saide quarter. And if he do not, that he be attainted of the saide dede, and paie to the partie grieued his double damages: to be tared by the discrecion of Justices of the same benche for the tyme beinge, or by enquest, if it be nedefull, and make fine and raunsome at the kynges will. And if he come, and be founde giltee by enqueste, by examynacion, or otherwise of suche affraie or assaute than he shall paie to the partie therby greued his double damagis founde by the enqueste, or to be tared by the discrecion of the said Justices, and make fyne and raunsom at the wil of our soueraigne lorde the kynge, as about is said.

Item

¶Item our sayd soueraigne lorde the kynge hathe conceyued by the complaynt of his sayd commons, that the warchaundelers in diuers parties of England sel candels ymages and fygures, and other worckes of wax made for offerynges, after the rate of a pound of wax for two shelynges and more where one puond of wax is no more worth then. vi. pens, or that they geue in euery pound of wax so wrought. xviii. d. and more, wherby dyuers of the people be defrauded of their good intent and deuocion, suppolynge suche candels, ymages, and fygures, and other worckes to be of reasonable valour accordynge as they pay for the same, where they be litle or nought of valour And for so much our soueraigne lorde the kynge willyng for suche deceytes to prouyde remedy conuenient, hath ordeyned and established, that no persō sel nor put to sale any suche candels, ymages, figures, and other worckes of wax, at more hyghet price, but only after the rate of the price of. iiii. d. more in in the weyght of a pound ouer that the comon price of a pound of plain ware is betwene marchaunt and marchaunt at the tyme of suche sale or puttynge to sale, vpon peyne to forfayt suche candels, Jmages, figures, and other worckes of wax so put to sale, and of the value of them that shall be sold agaynst the fourme of this statute, and to make a tyne to the kynge, if they be therof duely attepnted, or that it is found by examinacion or due serche by weightes or in other maner, that they haue solde or put to sale any suche candels, ymages, figures, or other worckes of wax agaynst the fourme of this statute, And that the Justices of peace in euery countie where they be Justices, shall haue power to enquyre, here, and determyne all thinges done agaynste this statute. And that aswell euery Justice of peace in the countie where he is Justice, as maires and baylyffes within citees and burghes, stewardes of lordes within the fraunchises of their lordes, shall haue power and auctoritee to exampne and serche aswell by weightes of suche candels, ymages, fygures, and other worckes of wax as in other maner by theyr discrecion all them that any thynge shall hereafter do agaynste this statute. And to punisshe them that by suche exampnacion or serche shalbe founde gyltie in the fourme abouesayde. Prouyded that this statute do not extende to hearers to be made for nobles that do dye.

Cap. xii. Waxchandelers

Justices of peace

¶Item our sayd soueraigne lorde the kynge, for the welth of hym and his royalme, by the aduise and assent of the sayd lordes, and at the specyall request of his sayde commons, hath ordeyned, that the good ordynaunce and statute made the. viii. yere of his reigne, that is to saye, that the wolles and wolfelles and tynne, repayrynge and commyng to the staple of Caleys, shalbe solde for redy money to be payd in hand. And that the bullion be brought in his mynt there, that is to say, of euery sarpler of wolle sold for twelue marke and aboue. vi. pound of bullyon. And of euery sarpler of wolle solde vnder twelue markes. v. pound of bullyon. And that lawfull and due particyon be made accordynge to the ordynaunce there at this tyme, to endure from the feast of the Annunciacion of our lady nexte to come, tyll the ende of thre yeres than next ensuyng. Sauyng alwayes to our soueraine lorde the kyng power & auctoritee to modifie the same statute whan hym please by the

Cap. xiii.

Wolles. Wolfelles and tynne.

Bullion.

by the aduyse of his counsell, as shall seme best to hym for the profyte of him and of his realme.

Cap. xiiii. ¶Item where as the customes and subsidies graunted to our soueraigne lorde the kynge be alloigned and withdrawen, aswell for lacke of good serch in the portes and crikes within the royalme of England, as by other crafty ymaginacions of dyuers persons, carienge marchaundises of the staple of Caleis againste the fourme of the saide statutes therof prouided and ordeined. Our soueraigne lorde the kynge, by the aduise and auctoritee aboue said, hath ordeined and stablisshed, that none vpon peine of felony bringe, carie, nor ship, nor cause to be brought, caried, nor shipped, any suche marchaundises of the staple in any crykes within his realme of Englande, againste the ordinaunce aboue saide. And this statute to endure till the ende of three yeres nexte ensuinge and no lengar.

Marchaundises of the staple.

Cap. xv. ¶Item for asmuche as our soueraigne lorde the kynge by a protection to him deliuered in the same parliament, by the comons of the same, for the marchauntes of the realme, hath perceiued, that for asmuche that the customers & controllers in the kynges portes do not write any warrantes in discharge of the saide marchauntes of their marchaundises by them shewed and duly customed, some aswel comminge in the realme, as passing out of the same, the same customers and controllers do embesil the kynges customes, and the marchauntes be greatly hindered, by cause that the warantes might plainly shewe and declare their due custome, whan thei be often vnduely impeched in the kynges eschequer. The same our soueraigne lorde the kynge considering the saide disceites, by the aduise, assente, & auctoritee aboue saide hath ordeined, that the saide customers & controllers shall write and deliuer sufficient warrantes, sealed with the seale of their office to that ordeined, to the said marchauntes, and to euery of them, for all and euery of their marchaundyses euery tyme by them to the customers and controllers duely shewed; And that the sayd marchauntes nor none of them, shal any thyng pay for the sayd warrauntes, but onely their due custome. And in case that any customer or controller, in any of the sayd portes do the contrarie, that than euery marchaunt so grieued may haue an action by vertue of this ordynaunce, to pursue agaynste euery customer or controller that doth the contrarie in euery courte of recorde. And than euery customer or controller so attaynted, shall forfayt to the kyng for euery defaut. x.li. And to the marchaunte therby grieued that will sue, a hundred shelynges.

Customers and controllers.

Warraunte.

Cap. xvi. ¶Item for as muche as our moste redoubted soueraigne lord the kyng is greatly disceyued of his customes and subsidies, of that the customers of the sayd portes within the realme do seale blanke scrowes in parchemyn, called blanke cokettes, with their seales deputed to theyr offices, and them so sealed dooe deliuer to the marchauntes, for to entre and write in them their goodes and marchandises goyng out of the realme to the parties beyonde the sea, the kyng not answered nor paied of his customes and subsidies of suche goodes and marchandises. It is ordeyned, by the aduyse and auctoritie aboue saide, that if anye ustomer seale any such blanke scrowe with the seale

Customers.

Blanke cokettes.

ſeale aſſigned to his office, or if any marchaunt entre or write, or cauſe to bee entred or writted in ſuche blanke ſcrowe or chartre ſo ſealed, his goodes or marchaundiſes, therby to defraude our ſoueraigne lorde the kynge of his cuſtomes and ſubſidies, than aſwell the ſame cuſtomer as the marchaunte ſhalbe iudged to forfaite all his goodes and catals, as they ſhuld forfait in caſe of felony. And that they and euery of them ſhal haue the impriſonement of.iii. yeres. And this acte ſhall endure by.iii.yeres nexte enſuynge after the feaſt of ſaynt Hillary next comyng.

Here begynneth the ſtatute made at weſtminſter the viii. yere of the reygne of kyng Henry the. vi.

OUr ſoueraigne lorde kyng Henry the. vi. after the conqueſte, at his parliament holden at weſtminſter, the. x. day of Octobre, the. xiii. yere of his reigne, by the aduiſe and aſſent of the lordes ſpiritall and temporall, and at the ſpeciall requeſt of the commons of the realme, beynge in the ſame parliament hath done to be made dyuers ſtatutes and ordinaunces, to the honour of god, and for the welth of hym and of his realme, in the fourme folowyng.

¶ Fyrſt our ſayd ſoueraigne lord the kynge hath ordeygned by auctorite of the ſayde parlyament, that the iuſtices, before whom inquiſycions, enqueſtes, and iuries from henceforth ſhalbe taken by the kynges writte called Niſi prius, accordynge to the fourme of the ſtatute therof made, haue power of all the caſes of felonie, and of treaſon, to geue theyr iudgementes, as well where a man is acquyte of felonie or of treaſon, as where he is thereof atteynted, at the day and place where the ſaid inquiſycyons, enqueſtes and and iuries be ſo taken, and then from thenceforth to awarde execucion to bee made by force of the ſame iudgementes. Cap. i. Iuſtices. Niſi prius.

¶ Item for as muche as the great nombre, quentitie, and ſubſtaunce of the wolles growynge in the realme of Englande by theſe. iii. yeres paſſed bee chypped and in great ieopardie and doute come to the towne of Caleys, there to be ſolde for redy money, wherof it behouethe the ſayde marchauntes ſellars to receyue vpon euery ſarpler a certein of bullion, to be brought to the kynges mynte at Caleys, the whiche redye money and bullion after that they be forged and coyned, and receyued by the ſayd marchauntes ſellars, ought duely and equally to be diſtributed and departed to euery one after his portion, to be ſent into this realme, for the encres & vniuerſall weale of the ſame, by vertue of certein ſtatutes made in the ſame parliament holden at weſtmynſter the. viii, yere of our ſayde ſoueraigne lorde the kynge, and renewed in the parlyamente holden the. xi. yere of his reigne, whiche ſtatutes be ſtraitly obſerued and kepte, as by ſuche perſones, whiche by vndue meanes do chyp wolles in the crykes and other ſuſpicious places, and alſo in diuers portes of the realme, and them carie to other places than to Caleis and alſo by ſuche perſons, which in derogacion of the vnyuerſall weale of the realme, and in deſtruction of the good ordynaunce of partition, and in abatement Cap. ii. Wolles. Wolfels. Bullyon.

abatement of the price of wolles, do purchase lycences for their singular a-
Calais. uayle to shippe wolles to Calais, there to bee solde before all other wolles there beyng, and be not bounde to kepe the price, nor to receiue no bullion, nor to make partition nor distribucion of their money, in maner as all marchauntes of Englande there repayryng be straytly bound to do by the statutes aforesayde, by reason wherof the sayde marchauntes by the meanes and lycences aforesayd be in poynt to be destroyed, the sayd staple to bee disseuered and destroyed, and consequently the sayd towne of Caleys, whiche by the
Staple. said staple hath hytherto ben greatly mainteined and inforced, is lyke to bee vndone and loste, and the sayd realme in poynt to bee greatly hyndered and hurte, as the same our soueraigne lorde the kyng hath conceyued by the grieuous complaint to him made in the same parlyament by the commons of the same. Therfore the same our soueraigne lorde the kynge, willynge for the same in this case to prouyde a remedy, by the aduise of the sayd lordes spirituall and temporall, and at the supplicacion of the said commons, hath ordeyued in the same parliament, that no such lycence, which is so preiudiciall and contrarie to the common and vniuersal weale of his realme, and of his sayd marchauntes, and in destruction of the sayd towne, and of the sayde ordynaunce of partition, and of the price of the wolles, shall in no wyse bee graunted. And that euery man, which shippeth or do to be shipped any wolles or wolfelles, to carie them ouer the sea in any wise, shall repaire with the same to Calais, and there discharge and sell the sayd wolles & wolfelles, after the tenour of the said statutes and after the good rule and ordinaunce of the sayde staple, in maintenaunce and sustentacion of the same, relefe and increase of the sayd towne of Caleys, and for the publike weale of this his realme of England. Sauynge alwayes to our soueraigne lorde the kynge power and ouctorite to modifie the same statute whan it shall please hym, by aduyse of his counsell, accordynge as to him best shall seme for the profyte of hym and of his realme of England. Sauyng also to the marchantes of Jeane, Uenyce, Tuskayn, Lumbardie, Florence, and Cateloyn, and also
Barwyke. of the burgeses of Barwyke vpon Twede, the liberties to them graunted by a statute heretofore, and to all other the kinges liege people the benefyte of lycence to them graunted by the kyng by the aduise of his counsel.

Cap. iii. Item where as by a statute made in the tyme of kyng Rychard the second it was ordeigned, that the Justices assigned and to be assigned to take assises and deliuer iayles, shall hold their sessions in the principall and chiefe
Sessions. townes of singular the counties, that is to say, where as the wyre courtes of the counties heretofore were and hereafter shalbe holden. Our soueraygne lord the kyng, willyng the same statute to be obserued and kept in the countie of Cumberland, considerynge that the citie of Karlyle is the pryncypall
Cumberland. Karlile. and chiefe citie and towne of the sayde countie, and in the whiche the shyre courte of the same countie hath ben holden before this tyme, hath graunted and ordeyned by auctorite of the same parliamente, that the session of the Justices to take assises and to deliuer iales in the countie of Cumberlande, be holden in tyme of peace and of trewce in the sayd citie of Karlyle, and in none

none other place within the same countie, as it hath ben vsed and accustomed of olde tyme.

Item for asmuche as it was ordeyned by a statute, that the Justices of peace of all the counties of England for the tyme beynge, shuld sit and hold theyr sessyons foure tymes by yere, to enquyre and execute all charges conteyned in theyr commission, which they be sworne to do after the fourme of the sayd statute, vpon a great payne, as by the same statute more fully appereth/ Our soueraigne lorde the kynge, considerynge that all the hie courtes be set and holden in the countie of Middelser continually durynge all the foure tymes of the terme, by whiche tyme of terme the comons enhabityng in and of the same countie, muste attend from tyme to tyme to enquyre of all the articles to the said courtes belonginge, as reason and lawe requyreth, and that mayntenaunt after euery of the sayde termes ended, the saide Justices of the sayde countie shuld syt and holde their sessions in the same countie, as they ought to do by force of the sayde statute, more to auoyd the sayde payn than for any other necessarie thynge there to bee enquyred, at wiche sessions they do to come before them great parte of the inhabitauntes and commoners of the sayde countie of Myddelser, to enquire of all maner of thinges, as to them is geuen in charge. And so be they charged and vexed through all the yere, aswell out of the tyme of terme as in the tyme of the terme, so that they haue no rest nor tyme to do theyr husbandrie and theyr labour to gette theyr lyuynge in any wise, to their fynall destruction, if they be not socoured in this behalfe. And the same our soueraygne lorde the kyng, willyng therfore in this case to prouyde for them a remedye, hath ordeyned by the aduise and assent aforsayd, and at the requeste of the sayde commons of the realme, that the Justices of peace, which now be, and all other frohens forth for the tyme beynge in the sayde countie of Myddelser, shalbe clerely discharged of the sayde payne by auctorite of the same parlyament from henforth, the courte of the kynges benche beynge set in the countie of Middelser. Prouyded alwayes that the sayde Justices of peace of the sayde countie of Middelser for the tyme beynge kepe, obserue, and execute the courte of the sessions of the peace. iii. tymes in the yere at the least, and more often if nede be, for any riot or forcible entre made within the same countie of Middelser, and that vpon the payne and forfaiture of suche sommes as be for that ordeyned by any lawe made before this time, to the intent that the said commons and inhabitauntes of the sayd countie of Middelser be not constrayned nor compelled to appere before the Justices of peace of the same countie for the tyme beyng but at suche tyme, whiche shal seme by the discrecions of the same Justices of peace necessarie and nedefull.

Cap.iiii. Justes of peace

Myddelsey.

Sessions.

Item it was shewed to our soueraigne lorde the kyng by the commons of the same parliament, that aswel because of vndue serche made within the portes and crykes within the realme vpon dyuers persons, whiche by subtyle imaginacions and meanes do ship wolles and wolfelles and diuers other marchaundises, which ought to repayre to the staple of Caleys, and them carie and bringe to diuers other parties beyonde the sea, without paienge

Cap. v. Serche.

Wolles and wolfelles.

custome, agaynste the tenour of the statutes therof made and ordeygned, by the whiche meanes the customes & subsidies graunted to the kyng bee greatly appaired and decayed. It was ordeyned by the kynge and all the lordes spirituall and temporall, and the commons in the same parliament holden at westminster, the xi. yere of our soueraynge lorde the kyng that nowe is, that none, vpon payne of felonie shulde carie nor shyp any suche marchaundises of the staple in any crykes within the sayde realme, against the ordinaunce afore sayde, neuertheles dyuers persons, hauyng no feare of the sayd statute, customably ship aswel in the portes as in the crykes aforesaid by vndue meanes, notable substaunce of wolles, wolfelles, and of other marchaundises of the staple, and them carie into Flaundres, Holand, Sealand, Brabante, and Normandie, without payeng any custome for the same. And moreouer dyuers persons do ship customably wolles and wolfelles in diuers parties of the realme of England, which be coketted and customed to go to Caleis, and come not there, but the same wolles and wolfelles carie into the other parties aforesayde, contrarie to the statute therof ordeyned, by the which vntrewe meanes the kyng is greatly endamaged and defrauded of his customes and subsidies, and the sayd stable within short tyme in poynt to be clerely destroyed the towne of Caleis imporished and destroied, and the realme not encreased. Our soueraigne lorde the kyng, conyderynge the premisses, hath ordeyned by the statute aforesaid, that al the wolles and wolfelles, and al other marchandises, which by statute ought to repayre to the said staple, found in any crykes, shipped contrarie to the sayde statute and ordynaunces, shalbe forfaite to our soueraigne lorde the kynge. And moreouer euery person, which at any time shippe or do to be shipped any maner of wolles, wolfelles, or any other marchaundises to go to the staple aforesaid, and come not there, shall forfayte as muche goodes as the wolles, wolfelles, and other marchaundises, by them so shipped and caried to other places than to Caleys, do amounte, by extente after the veray value, except the marchaundyses, which be to be excepted to palle by the kynges licence to other places. Reserued alwayes to the kyng the hole moite of such forfaitures, which be coketted and customed to go to Caleys, and come not there, as afore is sayde. And to them which finde and sease the marchaundises, the other moyte, without any diminucion or impedymente. And if any person put any wolles, wolfelles, or any other marchaundyse of the staple to any suspicious place, adioynynge to the costes of the water, in what so euer place that it be, and no Indenture therof made betwixt hym & the mayre, bayliffe or constable of the towne, in the whiche such wolles, wolfelles, and other marchaundises of the staple be so put, that than the same wolles, wolfelles, and marchaundyses be forfayt And that the king haue the one moytee of all such forfaitures, and the lorde of the towne where suche marchandises beso put, and he which them finde, and seise, the other moytee, to be equally betwixt them departed. And that euery man haue power by auctorite aforesayde to make serche in euery place vpon such goodes of the staple so caryed or shipped, or put to be shipped, as afore is sayde, without impedimente or disturbaunce of any person

Staple.

Lyers.

Marchaundises of the staple shipped in crykes.

perſon.

¶ Item our ſayd ſouereigne lorde the kyng is enformed by the ſayd com- Cap.vi.
mons, howe in the ſtatute made the .vi. yere of kyng Richard the ſeꝯd late
kyng of England it was ordeyned and accorded, that euery foreyn & alyen
beyng of the amitie of our ſouereigne lorde the kynge and of the realme, & Fyche.
commyng within the citie of London and other cities burghes & townes,
within the ſayd realme of England, as wel within franchiſes as without
with fyche and any other victayles, there abydyng and returnyng, ſhuld be
from hens forth vnder the ſaufgard & ſpeciall protection of our ſouereigne Victayles.
lorde the kyng, & that it ſhalbe laufull to them & to euery of them, that they
may put fyſh and victayles aforſayd by pieces, and to taile & retayle them in
part and in whole or in groſſe, as they ſhal thinke beſt to ſel and make their
profite, without impechement or contradiction of any, not withſtandyng
any ſtatutes charters ordinaunces priuyleges or cuſtomes, made or had to
the contrary. And vpon that by a ſtatute made the fyfth yere of kyng Henry
the fourth, it was ordeyned and ſtablyſched, that the ſayd ſtatute and ordy-
naunce, made the ſayd .vi. yere, ſhuld be fermely holden and kept, & duly exe-
cuted after the fourme and effect of the ſame, not withſtandyng any letters
patentes of late graunted to the fyſchemongers of the citie of London, as
in the ſayd ſtatute, whiche ſtatute was made the ſayd fyfth yere, fully appe-
reth, by the ſupplication of the cōmons aforeſaid, hath made ordeyned & ſta
blyſched by auctority aforſayd, that the ſayd ſtatutes ſhall be fermly holden
and kept, any other ſtatutes or ordinances made to the contrary not with-
ſtanding. Joyned to the ſame, that if any man diſturbe any foreyn or alien
to ſel their fyſh in groſſe or at retayle, in part or in whole, cōtrary to the ſaid
ordinances, and of that be duely attaynted at the ſuite of the kyng or of the
partie, that then he ſhal forfait .x.li. And he that wyl ſue for our ſouereigne
lorde the kyng, or for hym ſelf, ſhall haue the one half, and the kyng thother
halfe. And ſuch ſuite ſhalbe take for any offence done in ỹ city of London a- London.
gainſt the ſayd ordinance, for hym whiche wyll ſue for our ſouereigne lorde
the kyng, or for hym ſelf, in what countie that pleaſeth hym of the counties
of Middeſex, Hertford, Eſſex, Kent, Surrey, or in the citie of London.

¶ Item our ſouereigne lorde the kyng, conſyderyng by the grieuous com- Cap.vii.
playnt to hym made by the ſayd cōmons, how that the alyens of the kyngs Shyppes.
amitie do fraite and charge the ſhippes and other veſſelles of the enemies Aliens.
of our ſayd ſouereigne lorde the kyng of Spayne, whiche thyng doth ſup-
porte and greatly enforce the money of the ſayd enemies, and alſo it is the
ſtronger meane that enforceth them of the Rochell, and diuers other of the
kynges aduerſaries. And yf it happen that any ſhyppes or veſſels of the
ſayd enemies with any marchandiſes ſo charged be taken by the kynges
liege people vpon the ſea, the ſayd alyens of the amitie aforſayd, by colour
of fals charters, doubles, letters, markes counterfaited, and fals witneſſes
of theyr nation, clayme and demaunde the goodes and marchaundiſes of
the ſaid enemies, ſo taken vpon the ſea, as theyr proper goodes, & the ſame
goodes and marchaundiſes be reſtored, to the great hynderaunce of them,

which they haue taken, & abashment of the corage of the sayd liege people: And for so much our soueraigne lord the kyng, willyng therfore to prouide remedy, hath granted and ordeined by auctoritie aforesayd, insomuch that it is not contrary to the leage made betwixt hym and some of his alies, that if it happen, that any marchandises of the aliens of the amitie aforesayde, be taken by the sayd lieges after the feast of saynt Michell the archangell next comming, or any shyppes or vessels of the sayd enemies of our soueraigne lorde the kyng, not beyng vnder the kynges saufconduite or protection, that then the said lieges may them retayn and enioy without any impechemēt or restitution therof to be made, & this ordināce shal endure by .ii. yeres next ensuyng, & lōger if it please our saide soueraine lorde the kynge.

Ca.viii. Item where as it was declared & ordeined by a statute made the seconde yere of kyng Henry the .v. for as muche as before the said ordinance dyuers people, comprysed within the trewce, as wel made by the said late kyng as by his father, graundfather to the kyng that now is, and other also hauing saufconduites, aswell of the saide late kyng Henry the .v. father to our said soueraine lorde, as of his said graundfather, some haue ben slayne, robbed & spoiled, by the kinges liege people & subiectes, as wel vpon the main sea, as within the portes and costes of the sea of the realme of England, Irlād, & of wales, wherby the saide trewce & saufconduites haue ben broken & offended, to the great dishonour & slaūder of the king, & against his dignitie, and the said mansleers, robbers, spoilers, & offenders of the saide trewce & the kinges saufconduites, as afore is declared, haue bene by diuers the kinges lyeges & subiectes within the costes of dyuers counties receiued, abetted, procured, counseiled, hyred, sustened, and mainteined: that such sleyng, robberie, breakyng of such trewce and the kynges saufconduites, and wylfull receit, abettement, procurement, counsele, hyre, sustenance, and maintenance of suche persons to be made in tyme to come, by any of the kynges lieges and subiectes within the realme of England, of Irland, and of wales, or vpon the mayne sea, shalbe adiudged and determined for high treason, doone agaynst the crowne and the kynges dignitie: Our soueraygne lorde the kyng, considering the paynes conteyned and specified in the sayd statute be so rigorous and greuous against his liege people and subiectes, and them so straytly do bynd, that the kynges aduersaries and enemies be greatly encouraged and comforted to make warre agaynst the sayd liege people, and many of the sayd liege people and subiectes as well vpon the mayn sea and costes of the sea, as in the marches of the realm of England oftentymes haue ben some robbed, & some spoiled, and some slayn, wherby many of the same lieges, inhabityng in the marches and costes aforsayde, be greatly hyndered and impouerished, & in poynt to be finally destroyed, And the mariners and marchauntes of the kyng to passe vpon the sea with theyr shyppes and vessels with theyr marchandises, or otherwyse to make warre for the safegarde of the sea, be greatly discoraged and abashed, & the nauy of the realme in poynt to be destroyed, and the sayd marchantes clerely discomforted, to do to be renewed any shyppes or vessels: hath ordey-

ned

Trewce.

Saufconduccios.

Treason.

ned, by the aduise assent and auctoritie afore sayd, that none of the sayd lieges and subiectes of the kyng, by force of the sayd statute, for nothyng by him attempted doone or to be doone, against the fourme and tenour of the said statute, within. vii. yeres next ensuing after the said. x. day of Octobre be in any wise punished, impeched, molested or greued, by force of the sayd statute, nor shal incurre no peyne for the same, otherwise then he ought before the makyng of the said statute. But that he, his heires and executours of al thynges and peynes conteyned and specified in the sayd statute, as by force of the same statute, bycause of any offence don duryng the tyme afore sayde against our sayde soueraign, lorde the kynge his heires and successours, be clerely quitte and discharged for euer.

Here begynneth the statute made at Westminster, the xv. yere of kyng Henry the. vj.

AT the parliament holden at Westminster the. xxi. day of January, the. xv. yere of the reigne of kyng Henry the. vi. after the cõquest, by the aduise & assent of the lordes spiritual and temporall, & at the speciall instance & request of the cõmons of ỹ realme. Fyrst bicause ỹ the stewards & marshals of the kynges house & their deputies before this time haue holden before thẽ pleas of debt detinue, and other pleas personal, moued betwirte people, whiche were not of the same house, makyng mencion in their recordes, that the plaintiffes & defendantes of the same pleas, were of the sayd house, & do not alow to the parties defendantes in the same pleas their chalenges & exceptions by thẽ alleged, that they themselfs or the plaintiffes in the same suites be not of the same houses, agaynst the lawes & statutes before this time had & made, wherby diuers of the kyngs liege people in his court holden before the sayd stewardes & marshals, oftentimes against the lawe be greuously vexed & troubled, to their great domage & hinderance: Our said souereigne lord the kyng cõsidering the premisses, hath ordeyned by auctoritie of the same parliament, that in euery suertie frõ henceforth by the sayd defendantes to be taken, they shal not be estopped by suche recorde, to saye that they them selfes or the plaintiffes in the same recorde specified were not at the tyme of the sayd plea or suite therof, cõmenced of the kinges house, as by the same recorde is supposed, but the defendantes shall haue their auerrement, to say that they them selfes, or the sayd plaintiffes were not of the same house at the tyme of such plea or suite cõmenced. The sayd recorde or other matter within the same conteyned not withstandyng. Cap. i. Stewardes & Marshalls of the kings house.

ITẽ forasmuch as by the lawe it was ordeyned, that no man might cary nor bring corn out of the realm of England without the kyngs licence, for cause wherof fermours & other men, which vse manurement of their land may not sell their corn but of a bare price, to the great domage of al the realme: Our sayd soueraigne lord the kyng, wyllyng in this case to prouyde remedy, hath ordeyned by auctoritie afore sayde, that it shallbe lawfull to euery person to cary and bryng corne out of England, and the same to sel to Cap. ii. Corne.

what soeuer person that he wyll, except alonly to the kynges enemies, as often and as long as a quarter of wheate or barley is so shipped: And that without kyng any licence for the same. All other statutes before this tyme therof made to the contrary notwithstandyng. Prouided always, that the kyng be contented of his customes and money. And this ordinaunce shall endure tyll the next parliament.

Cap. iii. Safe conducts.

¶ Item where as our sayd soueraigne lord the kyng of late hath granted his letters of saufconduit to certain persons, to come & go in and out of the realmes & seignories of England France & Ireland, with certayn numbre of shippes charged with their marchãdises. And that faith & credẽce shuld aswell be gyuen to the copie called Vidimus, sealed vnder the seales autentique & approued, as to the original of ỳ said letters: one Johñ the Guntier one of the persons aforsaid, granted & deliuered the vidim⁹ of the said saufconduite to such & to as many as hym pleased, sealed vnder the seale of him that calleth hymselfe kyng of France, vnder the colour of which Vidimus, a great nauy of the partie aduersary was assembled, & dyd take many shippes & the kinges liege people & vitaile to the tounes & fortresses of the parties aduersaries, to the great domage of the king & of the liege people afore said, as our said soueraigne lorde the kyng, at the greuous cõplaint to him made by the said cõmons in the said parliament hath perceiued: The same our soueraigne lord the kyng, cõsyderyng the great inconueniences which myght fall by such & other, which do euill vse his letters of safeconduit, and that vnder colour of such Vidimus, a hole nauy of aduersaries may be coloured, & daily to vitaile stuffe and to refreche their partie, in great domage of his realmes, & specially of the realm of England: wyl & hath cõmanded by the auctorite aforesaid, to the kepers of his great & pryuy seale, that thei shal not suffre such clause Vidimus to be put in any saufconduit fromhensforth to be graunted, onles it so be, ỳ some great or notable cause or matter moue the same our soueraygne lord the kyng to grant the same in such wise. And wyll also, that in al saufconduites to be granted from hensforth to any person or persons, the names of them of the ships and of the maisters and the nombre of the mariners, with the portage of the ships, shalbe expressed.

Vidimus.

Cap. iiii. Sub pena.

¶ Item forasmuche as diuers persons haue before this tyme ben greatly greued by writtes of sub pena, purchased for matters determinable by the cõmon lawe of this lande, to the great domage of such persons so vexed, in subuercion and impediment of the cõmon lawe aforesayd: Our soueraigne lorde the kynge wyll, that the statutes therof made, shall be kept after the forme and effecte of the same. And that no writte of sub Pena be graunted fromhẽsforth, tyll suertie be found to satisfie the partie so greued and vexed for his domages and expences, yf so be that the matter maye not be made good, which is conteyned in the byll.

Cap. v. Enquestes.

¶ Item our soueraigne lorde the kyng, consideryng that the tryall of life & of deth, landes & tenemẽts, goodes & cattals of euery pson of his liege people of this realme, touchyng matters in dede by the law of the same realm remain & stand, & daily is very likely to be had & made by the othes of enquestes

questes of.xii. men duly sũmoned in his courtes, & also ỹ the great periury which horribly cõtmueth & daily increaceth in the cõmon iurours of ỹ said realme, & to the gretest mischief, which may fall to the sayd realme, & that it is to be supposed, by reason that the moze sufficiẽt that men be of lãdes & tenemẽtes, the moze vnlikely they be to be drawen oz moued to periury by brocage power oz coꝛruptiõ, & that in euery action & writ of atteynt, at the least there must be.xiii. defendantes, onles that deth of any cause the cõtrary, of which.xiii. defendantes euery person by the law may haue a seuerall plea & answer, triable in whatsoeuer countie that hym pleaseth of the sayd realm, & euery of the same.xiii. pleas & answers triable out of the coũtie in which the action & writ of attaint is sued, dothe cause the delaye of the takyng of the graund iury of attayut, tyl the tyme that euery of the sayd foreyns seuerall answers be tried. And though that all these.xiii. seueral answers & pleas, euery one after other, to cause moze delaies be pleaded tried & fodd against these.xiii. defendantes, they them selfe haue no preiudice by the same, noz the plaintiffes in the said actions & writtes of atteynte none other auauntage, but the kynges courte thã to procede to the takyng of the sayd graũd iury, which by subtiltie, whiche dayly encreaceth, may cause the delay of the playntiffes in the said actions & writtes of attaint by.x. yeres oz moze by cõmon estimatiõ: hath ordeined by auctozitie afozesaid, foz part of the remedy of the sayde mischiefe, that no sheriffe baylyffe of fraunchise noz cozoner in actions oz writtes of Atteynt of plea of lande, of the yerely valour of.xl.s. oz moze, noz action of Attaynt of dedes concernyng landes oz tenementes of like value oz moze, noz personal, wherof the iudgemẽt of the recouery shal extend to the summe of.xl.li. oz moze shal returne noz impanell in any inquisition noz enquest, no persons, but suche as be inhabityng within his bailywike, which haue estate to their owne vse, oz they to whose vse other persons haue estate of fee simple, fee taile oz freehold in landes and tenemeutes, of the yerely value of.xx.li. oz moze in his baylywike out of ancient demeane, the.v. yoztes, and the tenour of Gauelkynde, noz shall not retourne in the kynges Courte lesse issues in the sayde actions of attepnt than.xl.s. at the fyrst writte of distresse, and an. C. s. at the second writte of distresse, and the double of euery other writte of distresse against the persons impanelled and returned to be swozn in the same actions. And that no person of lesse sufficiencie of freeholde, than of the yerely value of xx.li. in the fourme afozesayde, shall be swozne in the kynges courte vpon any yssue in the sayd actions of Attepnt, if he be foz the same by the playntiffes in due fourme chalenged. And that also as often as any sheriffe bailiffe of franchise oz cozoner do contrary to this ordinaunce, he shall pay and by this statute be bounde to pay to the kyng.x.li. & to the plaintiffes in the said actions & writtes of atteint foz their delay other.x.li. And if any of ỹ forayn answers & pleas be tried & fodd against any of the said defendãtes, that then the same iudgementes agaynst the same defendantes, and foz the sayd plaintiffes shalbe gyuen by the kynges iustices and consideration of his courtes, as by the lawe shulde be gyuen agaynst the same defendantes

Periurie.
Iurours.
Attayt.
Sheryffe.
Cozoner.

 tase

in case that the graund iury in the sayd actions and writtes of attaynt vpō the poyntes and articles of the same writtes passed againste the same defendantes, and with the sayd plaintiffes. And that vpō the same iudgementes none other of the sayd defendantes, but they, agaynst whom the aforesaid forein answers & plees be found and tried, shalbe hurt or indomaged. And that this statute touchyng the office of sheriffe bayliffe of franchise & coroner, in returnyng of the said persons of the sufficiēcy of freehold of the perely value of .xx.li. and that no person of lesse sufficiencie of freehold be sworne in the sayd actions and writtes of attaynt shall not extende to cities and boroughes within the sayd realme to the inhabitantes in the same. Prouided alwaies that if in any of the said counties there be not persons inhabityng vnder the estate of a baron, of possession of landes & tenemētes of the perely value of .xx.li. in the same countie, in the forme aforesaid, to suffice the nūbre to be empanelled & returned in the sayd actions & writtes of Attaynt, that then the sheriffes & bayliffes of franchises & coroners of the same countie, shal impanel and returne in the same actions and writtes persons there inhabityng, of the moste sufficient of possession of perely value of landes & tenementes within the value of .xx.li. in the same countie, in the forme aforesayde. And that to suche persons the said challenge extend not, that be is not of possession of landes and tenementes of the yerely valour of .xx. li. in the same countie. And that as often as any of the same sheriffes, bayliffes, or coroners do contrarye to this present article, he shall pay to the kyng .x.li. and to the playntiffes .x.li. in the fourme aforesayd.

Cap. vi. Guy de. Fraternitie Company.

¶ Item where as the mayster wardens and people of the guildes, fraternities and other companies incorporate, dwellyng in dyuers parties of the realme, oftentymes by colour of title & gouernance and other termes in generall wordes to them graunted and confirmed by charters and letters patentes of the kynges progenitours, make them selfe many vnlaufull & vnreasonable ordinances a wel of many such thyng, wherof the cognisance, punishement and correction alonly perteyneth to the kyng, lordes of franchises, & other persons, & whereby our soueraigne lord the kyng & other be disherited of their profites & franchises, as of thynges, which oftentymes in confederacy is made for their singular profit & comon damage to ỹ people: The same our soueraigne lord the kyng by the aduise & assent of the lordes spirituall and temporall, & at the praier of the comons aforesayd, hath ordeined by auctorite of the same parliament, that the maisters wardens & people of euery suche guylde, fraternitie or company incorporate, betwixt this & the feast of saint Michel next comyng, shall bryng & do al their letters patentes & charters to be registred of record before the iustices of peace in the counties, or before the chief gouernours of the sayd cities boroughes, and townes, where suche guyldes fraternities & companies be. And moreouer hath ordeyned & defended by the auctorite aforesayd, that frohensforth no such maysters wardens nor people make nor vse no ordinance, which shal be to the disherison or diminution of the kynges franchises, or of other, nor against the cōmon profit of the people nor none other ordinance of charge,

ỹt it

alyen comyng to any of the cities townes boroughes or partes within .iii. dayes after his sayd commyng, shall offre hym in person before the mayre, sheriffe or bailyffe of the same citie, borough, towne or porte, to whiche he commeth, to haue an hoste to hym assigned. And that the mayres sheriffes or baylyffes of euery of the sayd townes burghes, and portes within .iiii. dayes next after that they haue notice of the cõmyng or beyng of any suche marchantes, shal assigne to the same marchantes alyens sufficient hostes whith be good and credible persons, englyshmẽ borne, expert in the feat of marchandise, and not exercysyng suche marchandises, whichthe marchãtes alyens beyng vnder theyr surueyeurge for the tyme doo vse. And that the same hostes shal surueye and bee priuye to all the marchaudyses, whiche the sayd marchantes shall discharge at any port or place of this realm, or shall bryng or do to be brought out of the same, and to all the sellynges byenges and contractes of marchandises, which they doo within the said partes and places. And that euery such marcham, which bryngeth or doth to be brought from henssorth any marchandises, and thẽ discharge within any porte or place of the sayd realme, shal put thẽ to sale by the surueyeng of the sayd hostes, and make full employment of all the same marchandises, except all manet of clothes of gold, of syluer, and of sylke, within .viii. monethes next after the commyng of the same marchandises to any porte saufe, or place discharged of the sayd realme, deductyng theyr reasonable costes and expenses, that is to say, they shal sell the same marchandises for other marchandises of the sayd realme, or shall sell them for money. And with the same money they shall bye within the tyme aforesayd other marchandyses growyng and made within the same realme, vpon payne to forfaite all the sayd money within the sayde terme not imployed. And that it shalbe laufull to the sayde marchauntes alyens and straungers, after the sayd .viii. monethes, to cary out of the sayd realme all the sayde marchandyses within the same terme, as is sayd, and not solde, without any customes or subsidies therof to be payd. And if the sayd marchantes alies after the sayde .viii. monethes sell any of the sayd marchaundyses within this realme, that then they shalbe forfayt. And euery of the sayd hostes shall do to be registred and written in a booke from tyme to tyme all the sayd marchaundises, whiche the sayd marchantes alyens shall haue and receyue, and all the byenges sales contractes and employmentes that they doo by theyr knowlege and surueyeng and the transcript therof shall bryng or do to be brought before the treasorer and barons of the kynges escheker .ii. tymes by the yere, that is to say, at the beginnyng of the .ii. termes of Easter and saynt Michell. And the same hostes theyr executours heyres or lande tenauntes by colour of suche transcript or any other thyng concernyng the sayd occupation of hoste, shall not be bounde to accompte within the sayde escheker, nor otherwyse charged. And the sayde hoste shall take for his labour in that case of euery suche marchaunt straunger .ii. for euery .xx. s. in value of all maner marchandyses solde by the sayd marchantes alyens solde and bought. And euery suche hoste in his fyrst admission to the sayd occupation

Escheker.

pation, shall sweare before the mayres sheriffes and bailyffes, by whome he shalbe assigned to suche occupation, well and lawfully to vse and exercyse the same occupation. And if he be founde vnlawfull or defective to the contrary, then he shalbe put out of the sayde occupation by the sayde mayres, sheriffes, and bayliffes, as often as to them shal seme nedeful, and other by them put in his place, and moreouer to punishe hym after his deseruyng by discretion of the same mayres sheriffes & bailiffes. And if any marchaunt alyen or stranger do not offre hym to take suche hoost, or after that an hoste be to hym assigned, as afore is sayd, refuse to be vnder the surueyenge and gouernance of suche hooste, in the maner aforesayd, he shall be taken and arrested by the sayd mayres sheriffes or baylyffes, and put in prysone, there to remayn without beyng let to bayle or maynprise, till he hath found sufficient suertie to be vnder the gouernance of suche host, to make hym priuie to al the sales bying and contractes of his marchandises, as aforesayde, & the same marchant alien in that case shal make fine & ransom at the kinges pleasure. And if any suche marchant alyen make any byenge, sale, or contracte of marchandise, without the sayde surueyenge of his hooste, or makyng the sayd hooste priuie to all the sayd marchandyses, solde, boughte, or contracted, as afore is sayd, he shall forfayte the value of the same goodes bought or sold, or the summe or value of that wherof the contract is made And if any such mayre sheriffe or bailiffe let any suche marchant wyllyngly to be without hoost in the fourme aforesayd, and go at large without arrestynge hym, and puttynge hym in prison, and punyshynge in the fourme aforesayde, the same mayre sheriffe or bailiffe shall forfaite. rr. poundes to the kyng for euery marchant alyen so willyngly suffered to go at large not arrested, and for euery suche marchant alyen and straunger, to whom such hooste in the forme aforesayd is not assigned. And if any man which is by suche mayre sheriffe or bailiffe assigned to be hoste to any suche marchaunt alyen and straunger refuse to be suche hoste, he shall pay euery tyme to the kyng that he refuseth so to be hoste. x. li. And euery marchaunt alyen and stranger, which employ not the sayd money within the sayd. viii. monthes (as is said) or that he sell his said marchandises in England after the same viii. monthes, and therof before any of the kinges iudges be duely conuict by his examination or otherwyse at the kynges suite, or at the suite of his liege people, which wyll sue for the kyng and for hym selfe in these two cases aforesayde, than the same marchant alyen and straunger shall incurre the payne of the forfaiture aforesayde. And he that wyll sue, shall haue the fourthe parte of the sayd forfaitures, and the kynge the. iii. other partes. And that this acte and ordinaunce shall begyn to hold place at the feast of Ester next cõmyng, and shall endure tyl the end of. viii. yeres next ensuyng. And that betwixt this and the feast of Ester certayn cõmissions vnder the kynges great seale, rehersyng all the same act and ordinance, shall be made and seuerally directed to the mayres sheriffes or baylyffes of euery citie, towne borough, & port of the said realme, where suche marchantes aliens and straungers be or shall be abydynge or repayrynge, straytly chargynge

the same

the same mayres sheriffes and bayliffes, whiche be or whiche for the tyme shalbe, to publisshe and put all the said acte and ordinance in due execution. Prouided alwaye that the marchantes of high Almayn, and al other marchantes vnder the kynges obeysance, be not comprised within this act and ordinance: So that alwaye by this prouision and ordinance no preiudice be gyuen or done to any alyance or trewce made by the kyng, or any of his noble progenitours before this tyme.

¶ Item where as heretofore at the tyme of euery quinsime and disme gra- Cap. v.
ted to the kyng, or to his progenitours, the collectours of the same dismes, Collectours of xv. & x.
within such cities and burghes of his realme as haue citisens or burgeses of them cõmynge to the parliament, haue often tymes ben deputed and assigned of people dwellyng within the same cities and burghes, which and other people dwellyng in the same, haue ben often tymes now of late made collectoures of the same quinsimes and dismes, graunted to the king aswell in the counties, within which the same cities & borroughes be, as within the same cities & borroughes, to their great losse and domage, and likely more to be herafter if remedy be not prouided. The same ouer souereigne lorde the kyng, agaynst suche losse and domage to prouide a remedye in this behalfe, hath ordeyned by the auctoritie aforesayde, that no man dwellyng within any citie or burgh within the sayd realme, of whiche citie or burghe it hath ben vsed before this tyme, and yet is, the names of certayne men by the persons for the said citie or burgh cõmyng to the parliament, to be deliuered in the kynges chauncery to be collectours of dysmes in the same citie or burghe. And wherupon the kyng hath sent his letters patentes to the same persones so named and deliuered in his chauncery, to be collectours of the disme or parcel of the same within the sayd city or borough, and the which collectours haue occupied & be bounden to accompt of their receypt in this behalfe immediatly in the kynges escheker, shall in any wyse be deputed nor assigned to bee collectour of any quinsime or any parcell of the same, graunted or to be granted to the kyng or his heyres within any cõtie of this realme, except that he may expend in the countie out of the sayde citie or burgh in landes or tenementes to the value of an hundred shillynges by yere ouer all charges and reprises.

¶ Item where as in the parliament holden at Westmynster, the morowe Cap. vi.
of saynt Mathew the apostle, the viii. yere of the reigne of our souereaine lorde the kyng that nowe is, among other thynges it was ordeyned, that no landes nor tenementes seysed into the kynges handes vpon the enquestes taken before the Eschetours nor Commissioners, shall not be graun- Eschetours.
ted nor let in any wyse to ferme by the chancellor or treasorer of England, or any other the kynges officer, tyll the same enquestes & verdictes be fully returned in the chauncery, or in the escheker, but al suche landes and tene- Enquestes.
mentes shall holly and continually remayn in the kynges handes tyll the sayd enquestes and verdictes be returned, and by a moneth after the same returne, if it be not so that he or they, whiche fele theim greued by the same enquestes, or put out of theyr landes or tenementes come in the chancery,

and offre

and offer them to trauers the ſayd enqueſtes. And to take the ſame landes or tenementes to ferme, and if they ſo do, that then the ſame landes and tenementes ſhalbe cõmitted to them, if they ſhewe good euidences prouyng theyr trauers to be true after the forme of the ſaid ſtatute made the .xxvi. yere of Edwarde the thyrde, to holde tyl the iſſue taken vpon the ſame trauers be founde and diſcuſſed for the kyng or for the partie, fyndynge ſufficient ſuertie to ſue the ſayd trauers with effecte, and to yelde and pay to the kyng the yerely value of the landes or tenementes, whereof the trauers ſhalbe ſo taken, if it be diſcuſſed for the kyng. And if any letters patentes of any landes or tenemẽtes be made to any other perſon to the contrari, or lette to ferme within the ſayd moneth of the returne, they ſhalbe voyde and holden for none, the whiche good ſtatute and ordynance dyuers perſones ymaginyng to ſubuert, and by their ſubtiltie to ſerue as nought, ſhall purſue to haue ſuche gyftes and grauntes and fermes by the kynges letters patentes, before any inquiſition or title founde for the kynge of the ſame, pretendyng ſuche gyftes and grauntes not compriſed nor remedied by the ſayd ſtatute, not withſtandyng that he is in like miſchief of the ſaid ſtatute. Our ſayd ſoueraigne lorde the kyng, conſyderyng the premiſſes, and wyllyng to prouide a remedy in this behalfe, hath ordeyned by the auctorite aforeſayd, that no letters patentes ſhalbe made to any perſon or perſones, of any landes or tenementes, before inquiſition of the kynges title in the ſame be found in the chauncery, or in his eſcheker returned, if the kynges title in the ſame, be not founde of record, nor within the moneth after the ſame returne, if it be not to hym or them whiche proffer theyr trauerſes as afore is ſayd. And if any letters patentes bee made to the contrarye, they ſhall be voyde, and holden for none.

Trauers.

Lettres patentes.

Cap. viii. Eſchetour.

CItem it is ordeined by the auctorite aforeſaid, that in caſe that any eſchetour take any office before hym, and returne not the ſame office in the chauncery, or in the kynges eſcheker, in the moneth after the takyng of the ſame, he ſhal incurre the payn of .xl.li. which he hath forfait by the ſtatute made the .viii. yere of our ſayd ſoueraigne lorde the kyng, and alſo he ſhalbe holden to pai the ſame our ſouereigne lorde the kyng aſmuch as he is indomaged bycauſe of not retournyng of ſuche office. And that the Chaunceler of England, call to hym the treaſorer of England in lettyng ſuche fermes, to make due execution of the ſayd ſtatute made the ſayd .viii. yere.

Chaunceler of England.

Cap. viii. Shippes, &c.

CItem where as many people of the cõmons aforeſaid, owners of ſhippes and veſſels of this realme, and the maiſters and mariners of ſuch ſhippes taking ſhippes and veſſels of Spayne or of other parties aduerſaries and enemies to the kynge, by the ſuite of marchantes aliens of the kynges amitie made before the kyng and his counſel, and ſomtyme before the chaunceler of Englande, haue ben greatly vexed, and be dayly, bycauſe that the ſayd takers do take theyr goodes and marchandiſes charged in the ſayde ſhippes and veſſels of Spayne, and other parties enemies aforeſayd, and ſomtime by fals witnes, markes, and letters teſtimonialles contriued, the ſayd aliens be reſtored to the ſayd goodes and marchaundyſes with theyr doma-

domages and expenses, to the greatte and greuouse domage of the said owners maysters and mariners takers aforesaid: and discorage to the kinges liege people to make suche shyppes and vessels, and in hinderaunce of the naute of the realme aforesaide. Our sayde soueraine lorde the kyng, considering the matter aforsaid, and how the goodes and marchandises of the kynges liege people, in lyke case charged and taken be forfaite to the kyng, hath ordeined and graunted by the auctoritie aforesaide, that the sayd marchauntes aliens at theyr pleasure may charge suche shippes and vessels of Spayne and of other parties aduersaries and enemies of the kynge if the maisters owners or marchauntes of suche vessels and shyppes, hauynge letters patentes of the kynge and of his saufconduite suertie or saufegarde for suche shippes or vessels and marchaundises, makynge mencion of the name of the shippes or vessels, and of the name of the same maister of the shyppes and vessels, as the maner is, and if any suche shyppes or vessels charged with any marchaundises of suche marchauntes aforesaid be taken vpon the sea by the kynges liege people, not hauinge the kynges letters patentes as afore is said, within the borde of suche shyppes or vessels, at the day of the takyng, nor that suche letters patentes at the day of the takyng be in the kynges chauncery enrolled of record, that than the takers possessyng of the goodes and marchandises so taken, may enioy & holde the same any statute or ordinance made to the contrarie notwithstanding. And that this statute and ordinance shall begyn to holde his force at the feast of saint Michell nexte comminge. And that proclamacion be therof made vpon the sea costes incontinently after this ordinaunce, to the intente that the said marchantes aliens may haue knowlege of the same ordynance. Letters patents.

Item where as in a statute expired, made the .x. yere of the reigne of our soueraine lorde the kyng that nowe is, it was conteined, that forasmuch as dyuers of the kynges liege people before this tyme haue bene outlawed, vexed and greatly diseased in dyuers suites, as well before the kynge hym selfe in his benche, as in the common benche: in the recordes of which suites the entrees haue bene made, by the playntifes in the same suites, obtulerunt se in propria persona sua, where the same playntyffes in the same suites do not appere to suche suites, nor haue no knowlage of the same, to the great mischiefe of the saide liege people, if remedy be not prouided. Our saide soueraigne lorde the kynge, willing in this case to prouide a remedie, doth ordein by auctoritie of the same parlyament, holden the same yere that no Philoser, Exigenter, nor none other officer from the same tyme should make in no suche entree in any suite, excepte that the same plaintyfes in the same suite, before that any such entree shall be made, do appere in his proper persone before some of the Justices of the place, where the ple was or shalbe hanging, and they shalbe sworne vpon a boke, that he was the same person, in whose name the saide suite was sued, or that some other credible person of his counsaile shall make suche othe for hym. And that this ordinaunce shall endure tyll the nexte parlyament after this. Our sayd soueraine lorde the kynge, considerynge moreouer lyke domages, whiche happen as well Cap. ix. Outlawries Philer. Exigenters

Attourneys.

alwel to hym as to his poore liege people & subiectes, forasmuche as in the recordes of dyuers & many outlawries, the entree is that the parties do appere by theyr attorneys, where the attorneys haue no warrant of record, by reason wherof the sayd outlawries be reuersible, and for the most part reuersed, hath ordeyned by auctorite of this parliament, that the sayd statute be affirmed holden and kept to endure for euer. And that none officer conteyned in the said statute, shal do to the contrary of the same, vpon pain of forfaiture of. xl. ℔. to the kyng euery time that he of that shalbe attetted by due examination made by any of the Justices of the same place, before whom any entree or record is. And that euery attorney, which hath not his warrant entred of record in al his suites, wherein proces of capias and exigent be awardable, the same terme, in the which the exigent is awarded, or before, and vpon that be attainted by like examination, for euery tyme that he so offendeth, he shall incurre the payne aforesayde.

Warrant.

Cap. x.

Item where as at the parliament holden at Westmynster, at the. xb. of saint Michel, the. vi. yere of the reigne of our said soueraigne lord the king for the great domages and losses, whiche happen by the great rysynge of waters of the sea in dyuers partes of this realme, by auctorite of the same parliament it was ordeyned and graunted, that by. x. yeres than next ensuyng seuerall commissions of sewers shall be made to dyuers persones by the chaunceler for the tyme beyng, to be named in al the parties of the said realme, where nede shalbe, after the form that foloweth in the same statute And now of late in dyuers parties of the sayd realme, by the great rysyng of water of the sea, many tounes and landes in great quantitie be drowned and destroied, to the great hyndraunce of the sayd realme, and many great domages be lykely to happen, if remedy be not hastily prouided in this behalfe. The kyng wyllyng to prouide for the same, hath ordeyned and stablished by auctorite of this parliament, that by. x. yeres next ensuyng after this present parliament, seuerall commissions of sewers shalbe made to diuers persons by the Chaunceler of England for the tyme beyng, to be named in al the parties of the sayd realme, where nede shalbe, after the forme & effect of a comission conteined in the said statute, ℈ same. vi. yere. And more ouer he hath ordeined & stablished by the same auctority, that al suche commissioners haue power to make ordeyn and execute statutes & ordinaunces and other affaires after the effect and purporte of the sayd comissions.

Commissions of sewers.

Cap. xi.

Item where as by statutes made in the tyme of the kynges noble progenitours, it was ordeyned, that in euery countie of England Justices shuld be assigned of the most worthy of the same countes to kepe the peace, and to do other thynges, as in the same statutes fully is conteyned, which statutes notwithstandyng, now of late in many counties of England the greatest nombre haue ben deputed and assigned, which before this wer not wont to be, wher of some be of small behauiour, by whom the people wyll not be gouerned nor ruled, and some for their necessitie doo great extorcion and oppression vpon the people wherof great inconueniences be lykely to ryse daily, if by the kyng it be not therfore prouided. The kyng wyllyng against

Justices of peace.

daily

ſuche inconueniences to prouide a remedye, hath ordeined and ſtabliſhed, by auctoritie aforſayd, ỳ no iuſtice of peace within the realme of England in no coũtye, ſhalbe aſſigned or deputed, if he haue not landes or tenementes to the value of .xx. li. by yere. And if any be ordayned hereafter to be iuſtice of peace in any coũty, which hath not landes or tenemẽtes to the value aforſayd, that he therof ſhal geue knowlege to the chaunceler of Englande for the time beinge, whiche ſhall put an other ſufficient in his place. And if he make not ỳ ſayd knowlege (as before) within a moneth after that that he hath notice of ſuche commiſſion, or if he ſit or make any warraunt or precepte by force of ſuch commiſſion, he ſhall incurre the peyne of .xx. li. and neuertheles be put out of the commiſſion as before. And the king ſhal haue the one halfe of the ſayd peyne, and he that wil ſue for the kynge the other halfe. And he that wyl ſue for the king and for him ſelfe ſhal haue an action to demaunde the ſame peyne by writte of Dette at the comen lawe. Prouided alwayes that this ordinaunce do not extend nor be preiudicial to cities, townes, or burghes, which be counties incorporate of them ſelfe, nor to cities, townes, or burghes, which haue Iuſtices of peace of people dwellyng in the ſame by cõmiſſion or warant of the kinge or of his progenitours. Prouided alſo that if there be not people ſufficient hauing landes and tenementes to the value aforſayd, lerned in the law & of good gouernaũce within any ſuche countie, that the chaunceler of Englãd for the time being ſhal haue power to put other diſcreete perſons lerned in the lawe in ſuche commiſſions, though they haue not lãdes nor tenementes to the value aforeſayd by his diſcretion.

¶ Item where as in the parliament holden at weſtminſter the ſecond day of May, the .ix. yere of the reigne of kinge Henrye father to the kynge that nowe is, amonges other thinges it was ordeined & ſtabliſhed, for aſmuche as many people by malice, enmitye, and vengeaunce, cauſe oftentimes the kinges liege people to be appealed or endited in diuers coũties of treaſõs or of felonies, ſuppoſing by the ſayd appeales or enditementes, that ỳ ſayd treaſons and felonies, were done in a certein place in ſuch a county, where the enditemẽt is made, or ſuch place as is or ſhalbe declared by the ſaid appeales, where no ſuche place is in the ſame countie, ỳ the proces of the ſame ſhalbe voyde and holden for none. And that the enditours, procuratours, and cõſpiratours ſhalbe alſo puniſſhed by impriſonment & fine and raunſome for the kynges auauntage by diſcretion of the Iuſtices. And that the ſayd appeales or endites maye haue writtes of conſpiracie againſt the enditours, procuratours, and conſpiratours, and ſhall recouer theyr domages. And this ordinaunce ſhal ſtande in his force til the nexte parliament to be holden after the comming againe of the ſayde late kinge in England from beyond the ſea: whiche ſtatute by the deceas of the ſayd late kinge by opinion of ſome is expired, and by the opinion of ſome not expyred: The ſame our ſoueraigne lorde the kinge that nowe is, conſideringe that the ſaid ordinaunce was good and profitable for the weale of him & his lyege people, hath declared & ordeined by auctoritie of this preſent parliament,

Capi. xii.

Appeale.

Enditement.

Conſpiracie.

that the said ordinaūce, made the sayd .ix. yere, & so by the deth of his sayde father as some thinke expyred, & not otherwise repealed, shalbe & abide an effectuel & auaylable statute and ordinaunce in law perpetually to endure.

Capi. xiii. ¶ Item where as at the parliament holden at westminster, the second day of May: the .ix. yere of the reigne of king Henry the .v. father to the kynge that nowis, amonge other thinges it was ordeined & stablished, ỹ none of the kinges liege people against whom any exigent shalbe awarded or out lawed at the kinges suyte in time to come, or at the suyt of the party in the coūty of Lancaster, shuld forfayt any of his goodes or catals, landes or tenementes in other coūtreis, except the goodes & catals, lādes or tenemētes which the sayd outlawges, haue in the same county of Lācaster. Prouided alwayes that the statute made the first yere of king Henry the .iiii. father to the same king hēry the .v. against the people of the coūty of Chester which do to diuers of the kinges liege people in diuers coūtyes of Englande, dyuers māslaughters, murders, roberies, bateries, trespases, & other riotes & offences, shall stand in his force, notwithstanding this ordinaunce. And that the sayd ordinaunce shal stande in his force til the next parliamēt first to be holden after the returne of the said late kinge Henrye the .v. into Englande from beyond the sea, whiche statute by the decease of the sayde late kinge Henry the .v. by opinion of some is expyred & by opinion of some not expired: Our saide soueraigne lorde the kinge, consideringe the premysses, hath declared and ordeyned, by auctorite of this present parliament, that the saide ordinaūce, in the maner and fourme made the said .ix. yeare by the deth of the said late king Henry the .v. as some thinke expyred & not otherwise repealed, shalbe and remayne effectuell and an auaylable statute and ordinaunce in lawe to endure til the nexte parliament, & so forthe for euer, if so be that betwixt this and the same next parlyamente, no suche inconuenience happen in this behalfe, for the which it shal seme to the king and the lordes of the parliament at this time, that it shall not be expedient this ordinaunce to endure longer after the same next parliament.

Exigent.
Outlawrye.
County of Lancaster.
Chester

Cap. xiiii ¶ Itē forasmuche as great periuries dayly habound within the realme of Englād more than were wont to be in times past, by occasion of fauorable arrayes & panelles made by sheriffes & vndersheriffes, whiche haue power to make or araye such arayes or panelles, for money and greate rewardes that they take for the same, wherby diuers of the kinges liege people be disherited & hindred, & other put to great losse of their goodes & catales, and some to great perill of their lyues, againste right good faithe & conscience.

Periury.
Panels.

Kherytte. The kinge considering the premisses, & willing to auoide suche periuries, hathe ordeyned and graunted by auctorite aforsayde, that if anye sheriffe vndersheriffe or other, which haue power to make & arraye suche arayes & panels, take by him or by any other to his vse, any hyar gifte or rewarde to make or arraye such arayes or panelles, that he whiche feleth hym greued in this behalfe, shall haue his suyte by writ or by bill againste the sherisse vndersheriffe or other, whiche maketh suche arrayes or panels, before the Justices where the said araies & panels shalbe returned, to recouer .x. times

tymes asmoche as they shall receyue for makinge such arrayes or panels. And the sayd iustices shall haue power by auctority aforsayde, to here and determine suche sutes, aswell by examinacion of the defendantes in these sutes, as by tryal of enquestes therof to be taken, and to giue iudgemente for the sayd plaintiffes against the sayd defendantes and euerye of theym, which so shalbe found gilty, & vpō that to award execution. And in euerye suche suyte by writ, such proces shalbe awarded as shulde be awarded in a writ of trespas done agaynst the kinges peace. Prouided that euery suyt, which shalbe taken agaynst sherysses vndersheriffe or other, whiche shall make or array such arrayes or panels, be taken in the same cōuties, where they shalbe sheriffes vndersheriffes or officers at the time of suche panels or arrayes to be made or arrayed. And that this ordinaunce shal begin to hold place at the feast of Ester next cōming, & shal endure tyl the next parlyament. And yf at the next parlyament it shall seme to the kynge & to the lordes, which then shal be in the same parliamēt, ỹ this ordinaūce is good for the weale of the king and of his realme, than this ordinaunce shall endure for euer, sauing always to euery person his libertie and fraunchyse. Capit. xv.

¶ Item the kinge considering how diuers persons by diuers subtyll ymaginacions of disceypt, cary & beare away wolles & wolfelles out of this realme to other places than to the staple of Caleys, in deceyning the king of his customes & subsidies & in destruction of the sayd staple of Caleys, hath ordeyned by the auctority aforsayde, that no maner persone, of what condicion that he be, shall carye nor doo to be caryed anye wolles or wolfelles customably out of this realme, to other places than to the staple of Caleis, without the kinges special licence, vpon peyne of felony. And if anye person fromhensforth do contrary to this ordinaunce, and therof be conuicte or attaynted, that he be adiudged for a felon. And that aswell cōmissioners assigned as the iustices in euery countye where suche wolles and wolfelles shalbe so caryed out, shal haue power and auctority by the same ordinaūce to enquyre of the premisses, and then to here and determine. Prouided always that ỹ wolles, whych passe the streyts of Marrok, shalbe in no wyse comprysed within this ordinaunce.

Staple of Caleys.

Wolles wolfelles. &c.

Felonye.

Streytes of Marroke.

¶ Item for asmuch as it is meritorious & almes to departe the trouth frō the disceypt, as now of late in a parliamēt holden at westminster moch disceipt was put out, that greatly endomaged many persons, which was called a saufte otherwise called a powder or an hauncer, which greued many faythfull people, & as nowe it is to be considered, that great deceypts be now vsed, which do endomage ỹ pore clothmakers & the sellers of clothes, in measuring vnduely without reasonable measure, aswell of brode clothe and streyte asmuch by the handes of the marchaunts alyens as denysyns, aswel in fayre, market, city, and burgh, and specially in the city of London, as in other places, where clothmakers & sellers of cloth be most cōmenlye vsed, & in time to come ought to be repayring, for where they were wont to measure the clothe by the yarde and the ful ynche, nowe they will measure by the yarde and the full hand, which groweth to the encreas of the bier-ii.

Cap. xvi.

Saufte. Powder.

Clothmakers.

London.

Measuringe of clothe

yardes of euery cloth of xxiiii.yardes, which encreas turneth to the anayle of no man, of what degre so euer he be, but alonly to the biar. For whan a lord shall bye his liuereye, he shall finde the same in the measure or in the price. And so they be oppressed with great and vnreasonable measuring of theyr clothes, for where any marchaunt of this lande but at London, will make a cloth in measuringe xxiiii.yardes, they wil make therof.xxii.or lesse saying that it is the measure of London: by which oppression many men be greuously endomaged: Our sayd soueraigne lorde the kynge, considering the premisses, doth ordeyne by the auctoritye aforsayde, in euerye place of this land to be one certayn measure, where as there is a wardē of the aulnage of cloth that he haue a line made of silke or of thred, of the right measure in maner of streyte tyssewe, sealed at both endes, after the aduise of the barons of the eschecker. And euerye warden of the aulnage shall paye for his line, whiche line shall conteine in lengthe. xii.yardes and .xii .yches, and the sayd line signed at euery yarde an ynche, and at the end of the halfe yarde halfe an inche, the quarter of a yarde a quarter of an inche, to measure a hole cloth or a dosen brode or strept. measuring for the dosen of cloth watered.xii.yardes and.xii.inches, and of drye clothe vnwatered.xiiii.yardes and.xiiii.inches, so measuringe the length till the ende of the clothe according as it is of lengthe in the maner as afore is saide, whan the sayde warden of the aulnage is requyred, takinge for his labour for euerye hole cloth of brode cloth, a peny, and for euery strept clothe a farthinge. And in the city of Londō, and other cityes, burghes, fayres and marbettes, where clothe is most vsed to be solde, that there the warden of the aulnage or his deputyes shalbe readye to do right betwyxt marchaunt and marchaunt, if he be requyred. Prouided that if the marchant seller haue a lyne sealed with the kinges seale of the eschecker, in the maner afore rehersed redy, thē him selfe to measure his cloth by the same in reasonable maner, if they may not agre to measure by the yarde, anye hole cloth or dosen brode or streyte any fraunchise notwithstandinge. And if the marchant seller measure not rightfully but disceitfully, ꝑ and immediatly may be proued by indifferent persons, than he shal forfayt for euery clothe. vi.s. and. viii.d. whereof two partes shalbe to the kinge, and the thyrd part to him whiche wyll sue. And yf any marchant byar will refuse this ordinaunce, than he shall forfayte a C.s. two parties to the kinge, the third parte to him which wyll sue for the same. And so one maner of rightful measuring shall be vsed in all this land, aswel of right weyght. And that this ordinaunce shall endure till the nexte parliament.

Measure.

warden of aulnage.

Line sealed.

Marchant deceptfully measuryng

Ca.xvii.

Gaugeyng vessels of wyne oyle hony.&c.

Item for asmuch as all the tonnes, pypes, tercians, and hoggeshedes of wine, oyle, and hony, vendable within the realme of Englande, ought and were wont after the auncient assise of the same realme to conteine a certen measure, that is to say, euery tonne. xii.score and.xii.golons, euery pipe. vi. score ꝛ. vi. galons, euery tercian. iiii. score ꝛ. viii. galons, ꝛ euery hoggeshede iii. score ꝛ. iii. galons, and by diuers statutes it hath ben ordeyned that the tonnes ꝛ pipes of wine shulde be gauged, but for the gaugynge of tonnes

and

and pipes of oyle and honye, or of tercians and hoggesshedes of wyne, no ordinaūce haue ben made in certein before this time, to the great domage of the king and of hys people: The kynge willing agaynst this domage to prouide a remedy in this behalfe, hath graūted and ordeyned by auctority afforsayd, that fröhens forth al maner of tōnes, pipes, tercians, and hoggesshedes, aswell of wine as of oyle, to be sold within the sayd realme, shall be well and lawfully gauged by the kinges gaugeour, or by his deputy before that they be sold, vpon peyne to forfayt to the king all the wyne, oyle, & hony cōtrary sold or the value of the same. And in case that any persone of what coūtrey that he be, fröhens forth sel to any of the kinges liege people for any price in certeyn any tōne, pipe, tercian, hoggeshed of wyne, oyle and hony, whith wanteth in any wise of the assise and measure afforsayde, that he allowe and rebate of the same price to the byar of such wine, oyle, and hony, almuche as suche defaut after the rate shall amount, vpon peine to forfayte to the king the value of al the wine, oyle, and honye, contrarye sold, any priuey couenaunt made or to be made betwixt the seller and the byar contrary to this ordinaunce notwithstandinge. And euerye persone that espieth any of the forfaytures afforsayd, & therof enfourme the treasorer of Englād, or the barōs of the escheker, shal haue the halfe of the same forfaytures for his labour: Prouided alwayes that the said gaugeour take and haue for his labour towardes the gauging of euery tonne and pipe of oyle and houy, as he taketh and hath of euery tonne and pipe of wine, and for euery tertian hoggeshed after the rate. Gaugeour.

Item for almoche as the king is and hath bene well certified of manye great disceites and falsittes, which haue bene done to him and to his realme by some of the capitaynes, which haue before this time endented wyth the king to serue him in the feate of warre, some beyond the sea, and in dyuers partes, as they be ordeyned and bound by their endentures, and some in his marches on this syde ỹ sea, & theyr wages haue ben ryghtfully payd and contented of the kyng, according to theyr endentures, for them and for all theyr retynue after theyr degrees: of which wages many of the sayd capitaines haue abused, and take vpon them to abate vpon their souldeours of some more and of some lesse, so that suche, vpō whome they haue abated, haue not ben of power to cōtinue theyr seruice, nor perfourme the same, as of ryght and reason they ought to haue done, & by fortune willing to haue done, if they had bene fully payd, which hath caused them to fall to robberye and pillage, aswel before theyr going on this side of the sea as beyonde the sea, whan they there came, amonge other thinges it hath bene a great cause of the longe continuaunce of the warre, and great domage and losse, which hath fallē to the seigniouries and coūtreis of the king in his obeysaunce beyond the sea, & not alonly that, but losse also of great good, which hath ben graunted and payed to the kinge in the fourme afforsayde for the defence of his lande. The kinge willing agaynst such domages & losses to prouide a remedy in this behalfe, hath ordeyned by the auctoritie afforsaid, that no capitayne, which fromhens forth shal haue the conduyt of such re- Ca. xviii. Capitaynes. Souldioures wages abated by theyr Capitaynes.

tinues, and shall receiue the kinges wages for the same, shall abate of his souldiours, nor of any of theym, any part of theyr wages, excepte that it be for theyr clothing, that is to say, if they shalbe waged for halfe a yere. x.s. a gowne of a gentilman, and vi.s. viii.d. for a yoman, vppon peyne of. xx. li. for euery speare and. x. li. for a bow, to the kinge, vpon whom he did abate vpon the tenoure of the same.

Cap. xix. Souldyours.

Item forasmuche as diuers & many souldiours before this time, whiche haue taken parcell or halfe theyr wages of theyr capitaynes, and so haue moustred and entred of recorde the kinges souldiours before his commissioners, for such termes, for the which theyr maysters haue endented, haue somtime maynteynd after theyr moustre and the receipt of parte or of the hole of theyr wages, departed & gone where they wolde, & haue not passed the sea with theyr said capitaines, and some passed the sea, and long within theyr termes departed from theyr capitaines and the kinges seruice, without apparant licence to them graunted by theyr sayd capitaynes, whereof hath growen so great domage to the king and to his realme, and many inconueniences, which may not lawfully be expressed as of long time the experience haue shewed: and the which souldeours so doing asmuch as in the was destroyed the honour and reuerence of the kinge, & haue many waies great causers of the domages, whiche haue fallen in his landes and seignories beyond the sea, & the auenture also of the persons of the lordes and capitaynes, which do them conduct: The same kinge consideringe the premisses, and willing against suche inconueniences and domages to prouide a remedy, hath ordeined by ỹ auctorite aforsayd, that euery man so moustringe and receiuing the kinges wages, whiche departeth from his cappitayne within his terme in any maner aforsayd, except ỹ notorious sikues or impediment by the visitacion of god (which may reasonably be knowē) suffre him not to go, and which he shal certifye maynteynaunt to his cappitayne, and shal repay his money, so that he maye prouide him for an other souldiour in his place, he shalbe punished as a felon. And that the iustices of peace shal haue power to enquyre therof, and to here & determine the same. And likewise hath ordeyned by the same auctorite, that no souldeour, men of armes, nor archer, so moustered of record & going with his capitayne beyond the sea, shall returne into Englande within the terme for which his capiteyne hath retayned him, nor leue his capitaine there in the kinges seruice, & in auenture of the warre, except ỹ he hath reasonable cause shewed by his capitayn, & by him to the chiefe in the cōtrey, hauing royall power, and theruppon shall haue licence of the sayde capitayne witnessed vnder his seale, and the cause of his licence. And who that so dothe moustre of record, and come without letters testimonyalles of the capitayne (as is sayde) within his terme on this side the sea, that the mayres bayliffes and other the kinges ministers, of what porte or place they shall arriue, shall haue auctorite to put them in arest, and them there to kepe til it be of them enquired. And if it maye be found by enquirie before iustices of the peace, and proued, that they haue so moustred of record, and departed frome theyr capitaynes

Felony.

Moustre.

Letters testymonials.

Ayenst.

capitaynes afozsayd, without licence as afoze is sayd, that then they shalbe punished as felons.

¶ Here beginneth the statute made at Westminster the xx. yere of king Henrye the. vi.

OUr soueraygne lozd the kinge, at his parliamēt holden at Westminster, the day of the conuercion of S. Poule, the xxb day of January, ỳ. xx. yere of his reigne, to the honour of god, & foz the wele of him & of his realme, by the aduise and assent of the lozdes spiritual & tempozal, & at the speciall request of ỳ comens in the same parlyament assembled, hath made, ozdeyned, & stablyshed dyuers statutes and ozdinaunces in the fourme folowinge.

¶ Fyrste where as pooze marchauntes of the kinge of this realme daylye be robbed by the kinges enemies, vppon the sea, and in diuers riuers and poztes within the same realme, of theyz shippes goodes and marchaundises of great riches, and theyz bodyes taken and imprisonement, with great duresse, and put to great fines and raunsomes, and the kinges pooze liege people dwellinge nighe the sea costes out of theyz owne houses with theyz catals and enfauntes taken vppon the laude, and bzoughte with the sayde enemies where it pleaseth them, which mischieues come by the reason that the sayd marchauntes be discozaged, with fozce and puissaunce of shippes, and of people defensible to kepe the sea and the costes of the same, bycause that the shippes, goodes, and marchaūdises, by them taken of the said kinges enemies, be sometime claimed by ỳ kinges enemies by colour of saufconduytes, not duely purchased, noz of recozd enrolled, so ỳ the kinges subiectes may haue notice of thē, & sometime be claimed by marchaūtes straūgers of the kinges amytie, to be to them belonginge, by colour of vntrewe witnesses of theyz nacion, and by letters of markes and charters partly by them counterfayted, and by surhe pzoues vpon such claimes, be restozed to the same goodes and marchandises, oftentimes taken in shippes and bessels belonging to the kinges enemies, and the sayd kinges subiectes putte to great vexacion and losse of theyz owne goodes, wherby the sayde kinges enemies be greatly enriched, & theyz nauy strongly encreased & the nauye & marchaūdise of the sayd realme of our soueraigne lozd the king greatlye minished, and suche domages and inconueniences daylye be likelye to encrease and come to the sayd realme, of our sayd soueraigne lozd the king, yf hastye remedie in this case be not pzouided. Our sayde soueraigne lozd the kinge consideringe the premisses, and that yf people of the kinges amitye haue feare and discozage to freight the shippes and bessels of the kynges enemies and aduersaries, theyz nauy in time to come shalbe decreased and minished, and the nauy of the kinges subiectes and frendes encreased and enlarged, by the aduise and assent afozsayde & at the speciall requeste of the sayd comens, to eschewe ỳ mischieues afozsayd, hath ozdeined by auctozitye of the said parliament, that all letters of saufconduites to be graūted to the

Capit. i. Marchantes.

Daūce con duites, to be enrolled.

Nauy

kinges enemies and aduersaries, or any other people, shall be enrolled in the chauncerye of our sayd soueraigne lord the king of record, before that any such letters shalbe in any wise delyuered to theim, to whome the same letters shalbe graũted. And that al such letters of saufconduit hereafter to be graunted, not inrolled of record in the said chauncerie, before the deliuerey to them, to be made, in the maner as is said, shalbe void and of no force nor effecte. And moreouer, if hereafter any goodes or marchaũdises be taken by the sayd subiectes of our soueraigne lord the kinge vpon the sea, or the costes of the same, charged in any shippe or other vessell, whiche is belonging to the enemies or aduersaries of our soueraigne lord the king for the time beinge, not hauing sufficiẽt letters of saufconduit, enrolled in the fourme aforsaid, that they that so shal take the same goodes and marchaũdises shal them enioy without anye restitution thereof to be made in anye wise, to what soeuer person the same goodes and marchaundises so taken at the time of the taking of the same or before were belonginge. Prouyded alwais that if the subiectes of our soueraygne lord the kinge, taking suche shippes charged with marchaundises, not hauinge nor shewinge suche letters of saufcõduit within the same shippes at the time of the sayd takinge, & bringing thẽ by force to a certaine port or place within the sayde realme, shal not be endomaged in their person nor goodes for such takinge, if they be reday to make full restitution of the same shippes and marchaundises within reasonable time after that ỹ full knowledge is made to them of the letters of saufconduit, sufficing for the same shippes and marchaundises, enrolled in the said chauncery of record before the takinge of them. Prouided also that this ordinaunce shall begin to holde his force at the feast of sainct Michel the archaungel next comming.

Letters of saufcõduites.

Shippes.

Cap. ii. Item our said soueraigne lorde the kynge hath ordeyned by the auctoritie aforsayd, that none of his liege people, against whõ any exigent shalbe awarded or outlagarie pronounced, at the suite of the kinge or at the suyt of the partie in time to come in the countye of Lancaster, shal forfayt anye of his godes or catals landes or tenementes, whiche the sayd outlawes, or they against whom suche exigent shalbe awarded in the said coũtye of Lãcastre haue in the same countie. And that by reason of any such outlagarie at the suit of an other person pronoũced within the said countye of Lãcastre no man shall be forbarred nor disabled of anye maner of action, nor to clayme any maner of enheritaunce out of the same countye, nor disabled to sue euery maner of action out of the same countie, notwithstandinge suche outlagarie vpon him pronoũced. Prouided always, that the statute made the first yere of kinge Henry the fourth, graũdfather of the king that nowe is against the people of the coũty of Chester, which do to many of the kinges liege people in diuers counties of England many mãslaughters, murders, robberies, bateries, trespasses, and other riots and offences shal stand in his force, this ordinaunce notwithstandinge. And that this ordinaunce shall endure til the end of .vii. yeres next ensuinge.

Exigent.

Outlawrye.

County of Lancaster.

Countye of Chester

Capi. iii. Item forasmuch as at the greuous complaynte made to the kinge by the comens

comens in the counties of Herford, Glocestre, and of Shropshyre, whiche counties be adioynyng to the marches of Wales, and the counties of Somerset, Chestre, & Bristowe, it was shewed to ỳ same oure soueraigne lord the kyng, ỳ whereas an other tyme in tyme of the noble kyng Hẽry graũdfather to our soueraigne lorde the kyng that now is, the secõde yere of his reigne, for the great oppressions and extorcyons, which they of Wales and of the marches of Wales dayly made to people dwellyng in the saide counties of Herford, Glouceſter, & Shropshyre, in takynge bryngyng & bering away of theyr horses beastes and other goodes and catals out of the same counties into the sayd marches, and suche goodes horses catals there with holding, tyl gree be made at theyr wyl. It was ordeyned & stablisshed, that if any beastes, goodes or catals, be take̅ within the same coũties & driue̅ or brought out of the said coũties into Wales, or into the marches of Wales, that than the cherysfes of the same counties, mayres or baylyffes of cities & burghes, or bailyffes of fraũchyses, where such takynges be made, shal sẽd theyr letters vnder theyr seales to the gouernours, or to ỳ stewardes of ỳ seigniouries, where suche offendours be abydynge, that they shall delyuer suche distresses so taken, within viii. dayes after the recept of the sayde letters And if they do not, that ỳ parties so greued shall take any persõs goodes or catals commyng out of the sayd seigniouries, where such offẽdours be abydyng, and thẽ shal withold, tyl that they be restored to theyr goodes so taken, with theyr domage costes & expenses, which statute is not a sufficient remedie, for asmoch as the sayd offẽdours be dwellyng sõtyme in one seigniourie and somtyme in an other, and haue no place certeyn to tarye, & also they take to the moste nombre of people of the sayd coũties commyng into Wales and into the marches of Wales, and out of the sayd counties, & out of the sayde counties, and them withholde, tyll gree be to them made at theyr wyl, and also oftentymes the parties greued durst not make execuciõ of the sayd statute for doubte of deth and many other mischiefes and inco̅uenyencies, which therof shuld ensue, so that the sayd offendours be ỳ more bolde to take, dryue, bryng, and carye awaye the people of the said coũties theyr horses, beastes, goodes, and catals of the sayd counties, into Wales, & into the marches of wales, whether they fled before the sayd statute, to the perpetuall destructyon and empouerishment of the sayde commens, except that spedy remedye therof be made. Our sayde soueraigne lorde, willynge agaynst such mischiefes and inconueniencies to prouyde a remedye in this behalfe, hath ordeyned by the auctoritye aforsayd, that if any people of the sayd counties in Wales, or in the marches of Wales, do dryue, bryng, cary away, or withholde, suche takynges and withholdynges, theyr abbettemẽtes and receiptes in Wales (they hauyng knowlege of suche offences aforsaid) shalbe adiudged hye treason. And he that is therof atteinted, it shalbe done of hym as of a traitour to our sayd soueraine lord the kynge. And that the Justices of peace in theyr sessions in the sayd counties shall haue power to enquyre, here, and determyn of al such offendours theyr abettours receiuours, & to make yroces agaynst such persons endited by two capias and

Wales.

Treason.

Justices of peace.

one exigent euery capias cõteynyng the space of two monethes at the leest, be twixte the date of euery capias & the day of the returne of the same. And mencyon be made in the sayde wrytte of Capias, that the sheryffes of the sayd countres for the tyme beyng shall do to be proclaymed in theyr counties, that al suche persons endited shall appere before the said Justices in theyr sessions, to answer of the maters conteyned in the sayd enditemẽtes. Prouyded always that lordes marchers, of whom suche offendours theyr abbettours and resceyuours holde landes and tenementes, shall haue the forfayt of them, the forfaytures of theyr goodes and catals founde within theyr seigniouries, after that they shalbe atteynted of the offẽces, aforsaid. And that this ordynauns shall endure tyl the ende of .vi. yeres.

Cap.iiii. wolles, wolfelles. &c.

Item our sayd soueraigne lorde the kynge hath graũted and ordeyned, by the auctorite aforsayd, that euery marchaũt denisyn for wolles, wolfelles and tynne, which shalbe charged and shipped in anye galey carake, or other vessell, to be brought and carryed by the see by the kynges lycence or otherwyse, to other places and portes than to the staple of the kynge, shall pay to the kinge suche customes and subsidies and other deuoyrs, as marchauntes alyens paye to the kyng for suche marchaundyes. Prouyded alwayes that this graunt or ordynauns shal nat extend to any psons which haue licences by the kynges letters patentes to thẽ made before this time, to ship, carye, or brynge, any wolles, wolfelles, or tynne to other places or portes beyond the see, than to the staple of Caleys, but that they shalbe of this ordynauns clerely discharged and exempted.

Staple. Licence. Custome.

Cap.v. Hostrye. Customer. Comptroller Serchour.

Item where as in the parliament holden at Westminster, the .xii. yere of the reigne of kyng Henry the .viii. it was ordeyned and stablished, that no man of commen hostrye in any cytie or burgh of this realme, shalbe customer, controller, nor sercheour, and that to eschue the domages & preiudices, whych therof may growe by the fauour that such commen hostelers maye and wyll make to marchauntes, and to other theyr hostes in theyr offices. And now of late diuers customers, cõtrollers, & also sercheours, cõtrollers and surueyours of serches, haue diuers psons to be theyr clerkes deputies and mynysters in theyr sayd offices, of which clerkes, deputees, and mynysters, some haue shippes of theyr owne, and some of them medle with the fraytinge of shippes, and also bye and sel dyuers marchaundises and therof occuppye to theyr owne vse dyuers wharfes & keyes, beynge by ỹ waters sydes where commen discharge of dyuers marchaũdyses is had in diuers portes of this realme, by the which aswell great deceypt & domages dailye do growe to the kyng of his customes and subsidies, as great losse to marchauntes repayrynge to the portes, where the sayd clerkes, deputies, and ministres be. Also many hold hostrynes and tauernes, & also kepe wharfes, and they and theyr seruantes be factours and atturneys for marchauntes denysens & aliens, by which great domage & losse dayly doth growe to the kinge in his customes and subsidies, by fauour that suche clerkes, deputies, and ministres, holdyng suche hostries, tauernes, and warfes, doe to marchauntes and to other theyr hostes with the sayd officers. And greater domage

Clerkes. Deputies.

mage is lyke therof to growe in tyme to comme if spedy remedy be not pro-
uided. Our sayd soueraigne lorde the king, willinge agaynst suche doma-
ges and losses to prouide a remedye in this behalfe, hath ordeyned and sta-
blished, by auctoritie aforsayd, that no customer, controllour, of the costo-
me, clerkes, deputies, ministers, nor theyr seruauntes, factours, nor serche-
ours controllers, or surueyours, of serches, nor theyr clerkes, deputies, mi-
nisters or factours, shal haue any shippes of theyr owne, or shall bye or sel
by waye or by colour of marchaundise, nor they shall not medle with the
frayting of shippes, or haue or occupie any such wharfes or keyes, or shall Shippes. wharfes keyes.
holde any hostries or taurnes, or shalbe any factours or atturneis for any Taurne. Factour.
marchaunt denisen or alien, nor shalbe hoste to any marchaunt alien, vpō Atiournes.
the payne of.xl.li. to be forfayt as often as they do the contrarie, that is to
say, the one halfe to the kinge, & the other halfe to him that will sue in this
case against any such person doing the contrarie, this ordinaūs to beginne
at the feast of saint Michel next comming.

¶ Item where as at the parliament holden at Westminster, the.xb. yere of Cap.v.
the reigne of our said soueraigne lorde the kyng that now is, for the cōmen
profitte of al the realme, and spectally for the coūties adioyninge to the sea
it was ordined and stablished in the fourme whiche foloweth. Item for as-
moche as by the king it is ordeyned, that no mā may carye nor bring corne Corne. Lumis
out of the realme, without the kinges lycence, bycause wherof fermours &
other men, which vse manuring of theyr lande, may not sel theyr corne but
at a lowe price, to the great domages of al the realme. Oure sayde soueraig-
gne lorde the kinge, willynge in this case to prouide a remedye, hathe or-
deyned and stablished by auctoritie aforsaid, that it shalbe lawful to euery
man to ship and carye all maner of corne and grayne out of this realme, to
any place that him pleaseth, excepte alonly to the kynges enemies, as ofte
and as long as a quarter of whete dothe not excede the price of.vi.s.viii.d.
and a quarter of barley thre shelinges, in the port where the whete or bar-
ley is so shipped. And that without suyng any licēce for the same, all maner
of ordinaunces made to the contrarie notwithstāding. Prouided alwayes
that the king be contented of his customes. And this ordinauns shall en-
dure tyll the next parliament. Oure sayde soueraigne lorde the kinge, for
asmuche as this statute is not now in his force, and that many coūties ad-
ioyning to the see, maye not sell the substaunce of theyr corne, but by carta-
ge and bringinge by the see, hath ordeyned by the auctoritie aforsayde, that
the statute and ordinauns aforsayd nowe eyppyred (as afore is said) shal be-
ginne to holde his force at the feast of the Natiuitie of oure lady nexte en-
suinge, and shal endure from thens tyll the nexte parlyament nexte to be
holden after the same feaste, so that a parlyament muste be holden with in
ten yeres nexte ensuynge after the firste beginnynge of this present parlia-
ment. And if so be that there be no parliamente holden with in the same.x.
yeres, that thā it shall cōtynue and endure tyl the ende of the same.x. yeres.

¶ Item it is graunted and ordeyned by the auctoritie aforsayd, that if any Marchaun-
dises.
herafter bryng any marchaūdises commyng from any parties beyond the
see, to

Wales.

Custome wolles, wolfelles. &c.

fee, to any port or place within the lande of Wales, and after them sende in to Englande, and there discharge them out of any ship or vessell the customes and subsidies therof to the kynge not payed, or if any person in any of the sayde portes and places in Wales, ship any wolles, wolfelles, or other marchaundyse of the staple, to be brought to the parties beyond the see, not customed, nor the subsidie to the king not payed, shal forfait the same goodes and marchaundyses. And that the kynge shall haue his suyte in this behalfe in the countie next enioynyng in England to the porte, in the which suche marchaundises shalbe shipped or brought into Wales, & that this ordynauns shall endure tyl the next parliament.

Cap. viii. Purueyours

¶ Item it is ordeyned by the auctoritie aforsayde, that the statutes before this tyme made of purueyours and byers, shalbe holden and kept, and put in due execucyon. And in case that any purueyour byer or taker wyll take and make purueyaunce, or bye anye thynge to the value of fourty shelynges or aboue of any person, and make not redy payment in hande, that thā it shalbe lawfull to euery of the kynges liege people to reteyne theyr goodes and catalles, and to resyste suche purueyours and byers, and in no maner wyse suffre them to make any suche purueyaunces, byenges, or takynges. And for the peace better to be kepte, that euery cōstable, tythynge man, or chiefe pledge of euery towne or hamelet, where suche takynges or purueyaūces shalbe made, shalbe ayding or assistyng to the owner or seller of such thynges to be taken agaynst the fourme of this ordynaūs, to make resystence in the fourme aforsayd, in case that suche constables, tythingmā or chiefe pledges be requyred that to do, vpon payne to yeld to the partye so greued the value of the thynges so taken, with his double damages.

Constable

And that none of the kynges liege people be put to losse or domage by the kyng or any officer for suche resistence. And that none of the kynges officers shal do to be arrested, vexed, or impleded in the court of ỹ marchalsey or elswhere, anye of the kynges liege people for suche witholdynge or not suffrynge to be done, vpon payne to lose. xx. li. the one moytye of that to the kyng, and the other moytie to hym whiche wyll in suche case sue. And that the Justices of peace in euery coūtie shal haue power by auctorite of this ordynauns, to enquyre, here, and determyne, aswel at the suyte of the kyng as of hym which wyll sue, of any thyng done agaynst this ordynauns, and therof to make due punyshment and execucyon, and to award damages to the partye playntyfe, whan any defendaunt is therof duely conuycte. And that in euery actyon to be taken vpon this ordynauns, euery partie defendaunt shalbe put to answer to that without ayde of the kyng. And in suche actyons to be taken, proces shalbe made as in a writ of Trespas done agaynste the peace. And that in euery commission of purueyours, byers, or takers to be made, this ordynauns shalbe conteyned and expressed. And moreouer ỹ this ordynaūs amōge other statutes of purueyours, byers, or takers before this tyme made, shalbe sent to the cheryffes of euery countie of England to proclayme & deliuer the sayd statutes & ordinaūces in the maner & fourme conteyned in the statute of purueyours and byers, made the

Justices of peace

Commissiō of purueyours.

fyrst

fyrſt yere of the reigne of our ſayd ſoueraine lorde the kinge that nowe is. And moreouer the kynge wyll and commaunde, that the ſtatute made the xxxvi. yere of kynge Edwarde, late kinge of England after the conqueſte, touchinge purueyours of other perſons than of the kinge, ſhalbe put in due execucyon.

¶ Item where as it is conteined in the great chartre amonge other thynges in the fourme whiche folowethe. No free man ſhalbe taken or impriſoned, or diſſeaſed of his freholde or his liberties or free cuſtomes, or ſhalbe outlawed or banyſhed, or in anye wyſe diſtroyed, nor goo vppon hym nor ſende vppon hym, but by the lawfull iudgement of his peeres, or by the lawe of the lande. In which ſtatute is no mencio made, howe women, ladies of great eſtate, bycauſe of theyr huſbandes peeres of the lande, maryed or ſoole, that is to ſaye, ducheſſes, counteſſes, or baroneſſes ſhalbe put to anſwere, or before what Iudges that they ſhalbe iudged vpon endytemētes of treaſons or felonyes by them committed or done, bycauſe wherof it is an ambiguyte in the lawe of Englande, before whome and by whom ſuch ladies ſo endited ſhalbe put to anſwer and be iudged. Our ſayde ſoueraigne lorde the kynge, willing to put out ſuche ambyguities and doubtes hathe declared by auctorite aforſayd, that ſuch ladies ſo endited or herafter to be endited of any treaſon or felony, by them done or herafter to be done, whether that they be maryed, or ſoole, that therof ſhalbe brought in anſwere & put to anſwer and iudged before ſuche iudges and peeres of the realme, as peres of the realme ſhoulde be, if they were endited or impeched of ſuche treaſons or felonyes done or herafter to be done, & in like maner and fourme, and in none otherwyſe.

Capit. ix. Freeman.

Ladyes of great eſtate.

Peeres of the realme.

¶ Item where aſwell in the cytie of Norwych as in the coūtie of Norfolke there be diuers perſons, which make fals clothes of al maner of worſtedes not beinge of the aſſyſes in length and brede as they ought to be and were of olde tyme accuſtomed, and the ſlayes & thredes perteinynge to the ſame be not rightfully made and wrought, in great diſceypt aſwell of denyſens of the kyng as of the ſtraungers repayringe into this realme of England, whiche bye and vſe ſuche marchaundiſe, truſting that it ſhalbe within as it ſheweth without, wher of trouthe it is contrarye, and where as worſted was ſomtyme a good marchaundyſe and greatly deſyred and loued in the parties beyond the ſee, nowe bycauſe that it is a fals worke & of fals ſtuffe, no man therof taketh regarde, whiche is great domage to the kinges cuſtomes, to the great domage and preiudice of the kinges faythful liege people. Our ſayd ſoueraigne lorde the kyng, willyng agaynſte ſuche domage & preiudice to prouide a remedye in this behalfe, hathe ordeined by the auctorite aforſayd, that men of the crafte of worſted weauers within ỳ ſayde cytie, ſhal haue power euery yere at the feeſt of Pentecoſt to choſe. iiii. wardeyns within the ſayd cytie, of the ſame crafte, & ỳ ſame wardeyns to haue power to choſe other. ii. men of the ſame crafte in the ſayd coūtie of the ſayde cytie, and al the ſame wardeyns to come before the mayre of the ſayd cytie for the tyme beyng, the mōday after the day of corpus Chriſti thā enſuing, and there

Capit. x. Norwiche.

Worſteades.

and there to be swoꝛne befoꝛe the mayꝛe, to do ryght and make due suche of all maner of woꝛstedes, and of the stuffe belongynge to the same, made oꝛ to be made within the sayd cytie oꝛ countie. And that euery peace of woꝛsted shalbe pursuynge thꝛoughe the clothe of ryght woꝛke good and cõuenable stuffe, and that they shall holde the lengthe and bꝛede as the assyse hath of olde tyme ben ryghtfully accustomed, that is to saye, the beddes of the greatest assyse in lengthe .xiiii. yardes largely, and in bꝛede foure yardes thꝛoughe the peace, and beddes of the meane assyse .xii. yardes in lengthe, and thꝛe yardes in bꝛede thꝛoughe the peace, and beddes of the leest assyse .x. yardes in lengthe, largely, and two yardes and a halfe in bꝛede, and clothes called monkes clothes .xii. yardes in lẽgthe at ꝑ leest, and .b. quarteꝛs in bꝛede, and clothes called chanon clothes .b. yardes in lengthe, and bii. quarteꝛs in bꝛede, and clothes called clothes .bi. yardes in the lengthe, and two yardes in the bꝛede, and double woꝛsted .x. yardes in length, and b. quarteꝛs in bꝛede large ly, and halfe doubles .bi yardes in lengthe, and b. quarteꝛs in bꝛede, & rolle woꝛsted .xxx. yardes in length, & halfe a yarde in bꝛede largely. And ꝑ no lãmes wolle, noꝛ wolle called pelt wolle, shalbe put in any of these woꝛstedes. And that the wardeyns of the sayd crafte foꝛ the tyme beynge, shall haue power and auctoꝛitie to sease all suche clothes and stuffe so founde defectyfe. And that the mayꝛe of the sayd cytie foꝛ the tyme beyng, shall haue power by the sayd auctoꝛitie to enquyꝛe here, & determyne aswell at the kynges suyte as at the infoꝛmacyons of the sayde wardeyns, of all them whiche do contraꝛie to this oꝛdynauns with in the sayd cytie. And in lyke fourme the Justices of peace in the sayd countie out of the sayde cytie, shall haue power to enquyꝛe, heꝛe, and determyne, of all them which do agaynst the pꝛemysses in the saide countee out of the saide cytie. And if any man befoꝛe the mayꝛe oꝛ Justice of the peace be therof duely conuycte and attaynted, that than the same woꝛstedes and stuffe so found defectyfe shalbe foꝛfayt, that is to say, the one halfe of suche foꝛfayture to the kynge, and the other halfe to the wardeyns foꝛ the tyme beyng of the sayde crafte. And that the mayꝛe foꝛ the tyme beyng of ꝑ sayde craft, and cytie the Justices of peace in the sayd coũtie, shal haue power to make suche pꝛoces seuerally agaynst suche person oꝛ persons, whiche shalbe foũd defectyfe by enquyꝛe befoꝛe them to be taken, of anye thinge done against the pꝛemisses, as the kynges Justices of peace do vpon enditementes take befoꝛe them of tresꝑas done with foꝛce & armes agaynst the kinges peace. And that this oꝛdynauns shall begynne to take effecte at the feast of saynt Mychel next cõmyng. And that it shal endure tyll the end of .iii. yeres next ensuyng after the same feast of saynt Mychel.

Cap. xi. Item where it was oꝛdeined and declared by the statute made the secõd yere of the reigne of kyng Henry the .b. father to our soueraigne loꝛde the kyng that now is, foꝛasmoch as befoꝛe the sayd oꝛdynauns diuers people compꝛysed within the sayd trewce, made aswel by the sayd late kyng as by kynge Henry the fourth, graũdfather to our soueraigne loꝛde that now is, and dyuers other hauyng saufconduytes aswel of ꝑ sayd late kinge Henry

Trewe.

Saufcondu-
duytes.

the .b.

thr.v.as of the sayd late kyng Henry the fourth, some haue ben slayn, some robbed and dispoyled by the kynges liege people and subiectes, aswell vpō the mayn see as within the portes and costes of the see of Englād, of Irelād and of Wales, wherby the sayde trewce and saufconduytes haue ben broken and offended, to the great dishonour and sclander of the kyng, and agaynst his dignytie, and the sayd manquellers, robbers, spoylers, and offenders of the sayd trewce and the kynges saufcōduytes, as afore is declared, haue ben by dyuers of the kynges liege people & subiectes within the costes of dyuers counties receyued, abbetted, and procured, conceilēd, hyred, susteyned, and mainteined, that suche manslaughter, robberye, spoylyng, breakyng of trewce, and of the kynges saufconduytes, and wilful receypt, abbettement, procurement, conceylement, hyer, sustenaunce, & maintenaunce of suche persons to be made in tyme to come by any of the kynges liege people and subiectes within the realme of England, of Irlande, and of Wales, or vpon the mayn see, shalbe iudged and determyned for hygh treason, done agaynst the crowne and the kinges dignytie. And forasmoch as the paynes conteyned & specified in the statute aforsayd, be so rigorous agaynst the kynges liege people and subiectes, and them so straytlye bynde that the aduersaries and enemyes of the kinge be greatly bolded and comforted to make warre against them, and many of the kinges liege people & subiectes aswel vpon the see and costes of the see, as in the marches of the realme of Englande, oftentymes haue ben, some robbed and spoyled, and some slayne, wherby many of the kynges liege people inhabytynge in the marches and costes aforsaid, be greatly hyndered and impouerished, and in poynt to be fynally destroyed, and the marchauntes and mariners of the kyng be greatly ther by discoraged and abashed to passe vpon the see with theyr shippes and bessels, with theyr marchaundises, or otherwise to make warre for the saufgarde of the see, and the naurye of the realme of oure sayd soueraigne lorde the kynge in poynt to be destroyed, and the marchauntes of the kyng clerely discomforted to make or renewe any shippes or bessels. At the parliamēt holden at Westminster, the.x.day of Octobre ỳ.xiiii. yere of the reigne of our sayd soueraigne lorde the kyng that nowe is the penaltye, iudgement, and determynacion in the same statute conteined was put in suspence and respite by.vii.yeres than nexte ensuynge, as by the statute therof made in the same parliament pleynly appereth. The same our soueraigne lorde the kynge that nowe is, consyderyng the premisses, and that ỳ sayd tyme of.vii.yeres is wel nyghe paste, ordeyneth by auctoritie aforsaid that none of his liege people and subiectes, by force of the sayd statute, for no thynge by him attempted or herafter to be done agaynste the fourme and tenour of the sayd statute, as to the said payne of treason, shalbe in any wyse punysshed, molested, nor greued, nor shal incurre no payne for ỳ same otherwyse than he ought before the makyng of the sayde statute, but that he his heyres and executours of all paynes and forfaytures of treason, bicause of the sayde statute, agaynste the kynge his heyres and successours shalbe clerely quyte and discharged. And that this ordinaunce shal endure

tyll

tyll the next parliament.

Ca.xii. Participon. wolles wolfelles, &c.

Item where as by the ordynaunce of particyon made vpon wolles and wolfelles in the staple of Caleys, and by the long and streyt contynuaunce of the same, great hynderaūce and decreace haue come to the king of great notable sūmes of his great customes and subsidies, aswell in his realme of Englād, as at his towne of Caleys, as it appereth sufficiently of recorde in his escheker, for the whiche the cōmēs of this realme haue ben often times charged to theyr great domage, the kynges fouldeours of Caleys and of þ marches there the wors payed of theyr wages, the said towne and castel of Caleys not repayred, and that also the sayde streyt rule hathe caused many marchauntes straūgers to laboure to theyr lordes of theyr party to make as greuous and streyt serche vppon bullyon comming to the kinges minte to Caleys, so that men of dyuers cuntreys in conuepauns of bullion haue ben greatly hindered, aswel in theyr persons as in theyr goodes, so that the sayde mynt is fallen in great decay, and may not be susteyned as it was in the tyme of þ reigne of kyng Henry the fyfte, father to our said soueraigne lorde the kynge that nowe is, and many yeres, before that the said particion was fyrst ordeined and made. And that moreouer þ marchaūtes of this realme be by that greatly hindered, and the most parte of them of very necessitie be enforced to leaue theyr marchandyses of wolles and wolfelles, bycause that they may not attende the streyte rule of the sayde particyon. And wherby some do stele out of this realme wolles & wolfelles without payment of any custome subsidie, to our soueraigne lord þ king for þ same which hath ben and is daily a great decreas and hinderaunce to the naue of this realme of England, and to þ maysters of shippes and mariners, by cause that theyr lyuyng and yerely auayl is greatly decreaced & mynished by the lytyl shippyng of wolles and wolfelles of the said staple, for the causes aforsayd, and that the price and value of þ wolles and wolfelles by the sayd streyt rules and ordynaunces of particyon is very greatly decreaced and mynyshed. And where as vpon the same it was prayed to the same our soueraigne lorde the kyng that now is, by his said cōmens by theyr peticyon to hym made, that it wold please hym of his noble grace to conspyre the premisses, and for the vniuersal weale, auayl, and encrease of riches of this realme, to graūt and ordeyne by the auctoritie aforsayd, that al wolles and wolfelles, which herafter shalbe shipped by marchauntes denisens of this realme of Englād to the staple of Caleys, shalbe put to sale by the owners of the same wolles & wolfelles, or by theyr atturneis there vnder due forme and rule of the sayde staple, to the pryce and value of the sayd wolles and wolfelles, as it is by the ordynauns of the said staple at this tyme put and vsed, or at suche price as by the rule of the sayde staple shalbe ordeyned and apoynted, as often and whan it shall please the same marchaūtes or theyr atturneys. So that the thyrd parte of the price and value for al suche wolles and wolfelles, to be solde herafter to the said staple, at the time of þ sale and before the delyuerey of them, shalbe brought from the sayd staple and had in bullyon of syluer to the kynges mynt at Caleys, there to be coyned by the

Staple. Caleis.

Bullion.

by ꝑ furneiynge of the mayre, constables, and company of the sayd staple for the time beyng, to be deliuered after that it is so coyned to the said marchauntes owners of the saide wolles and wolfelles so solde, and by them or their atturneis to be brought and had in the sayd realme of Englād by the ordinaunce and surueyeng of the said mayre and constables and companie of the sayd staple for the time beynge, without timbesyllynge or subtraction of that in any wyse, and without partition of the money whiche shall come of the sayd bullion, or of any payment of these other parties of the value of the said wolles and wolfelles to be had or made. And that this ordinaunce shall endure tyll the ende of .vii. yeres nexte ensuinge: The same our soueraigne lord consyderyng the premisses hath graunted and ordeyned, by the auctorite aforesayde, that as to the petition aforesaid the mayre & constables and company of the sayd staple of Caleys shal reforme the same amōg them selfe accordyng to the sayd peticyon, before the fyrste daie of August nexte comynyng. And that it shalbe so obserued hereafter duryng the sayde vii. yeres. And if they that do not than the same, our soueraygne lorde the kynge hath graunted and ordeined by the auctorite aforesayde, that as to the petition and to the remenaunt in the same petition conteined: it shalbe done as it is desyred.

¶ Here begynneth the statute made at Westminster the xxiii. yere of kyng Henry the .vi.

AT the parliament holden at westminster, the. xxb. day of Febuary, the. xxiii. yere of the reigne of king Henry the. vi. the same our soueraigne lord the kyng, by the aduyse and assent of the lordes spirituall and temporal, and the comons being in the sayd parliament, by auctorite of the same parliament made to be ordeyned and stablished dyuers ordynaunces & statutes in the maner and fourme folowinge.

¶ Fyrste where as in the parliament holden the. xxbi. yere of kynge Edwarde the thyrde, for the greuous complaintes made vpon puruey ours of vitayles, it was ordeyned and stablished, that no man of the realme shuld haue any takynges but onely the kyng and the quene his companion, and that vpō such puruetaūce to be made for ꝑ houses of the kyng & the quene, redy payment shalbe made in hande, that is to say, the price for which suche vitayls shalbe solde commonly in marketes nere about, and that the haynous name of puruetours shalbe chaunged & named byars, & if the byars can not wel agre with the seller for that that shall nede, than the prises that shalbe made for the sayd two houses shalbe made by the viewe witnessyng and preysyng of the lordes or theyr baylyffes and constables, and .iiii. good men of euery towne, and that by endenture to be made betwyxte the byars and that the sayd lordes or bayliffes constables or .iiii. men conteinyng the quantite of their prise, and the price, & of what persons. And that the prises shalbe made in a conuenient and easy maner without duresse, manace, rebuke, or other villanie. And that the prises & byinges shalbe made in pla-

Cap. I. purueiours

res where there is greatest pleinte, and that in conuenient tyme. And that there be no moze taken than shall nede foz the season foz the saide two houses. And that the nounbze of the saide byars shalbe minished in almuch as a man maie well. And that suche be byars, whiche shalbe sufficient to answer to the kynge and to his people. And that none of them shal haue a deputie. And that the commissions shalbe sealed with the great seale, & euery halfe pere restozed in the chauncery, and other to be made of newe, and that in the sayd commissions shalbe compzised al the maner and matter of their pzyses and byenges. And that no man shalbe holden to obey to the byars of other lozdes against their good wyll, noz to the byars of the sayde houses, if they make not redy paimente in hande, as afoze is sayde. And that no man shalbe put in contempt because of disobedience done in this behalfe. And that the pzises of all maner of zorne and malte foz the said two houses shalbe measured by the measure accozding to the standard stryken and not heped. And foz the cariage of the sayd zorne and malte, and foz al other maner of pzises and byenges to be made foz these two houses, redie paiemente shalbe made in hand in the same maner as foz the pzises and byenges afozsayd. And ỹ no more cariage be taken than shalbe nedefull in this behalfe. And if anie byar make any pzyses and byenges, oz be taker of cariage, in any other maner than is compzised in their commissions, they shall haue punyshement of lyke and of inembze as is ozdeyned of purueyours.

Cap. ii. Byar of vytayle.

Item that no byar of vytayl noz taker of carpage, shall taken oz receyue of no man any gyfte oz other pleasure, to shewe any fauour, noz shal charge noz greue any man because of suche takinges, byenges, and carienges, foz hatred, enemitie, yll will, oz pzocurement. And if he doe, and of that be attaynted at the suite of the partie, he shal yeld to the partie his treble domages, and shal haue the impzisonment of two yeres, and shall be raunsomed at the kynges wyll, and after shall fozswere the courte, and if the partie wyll not sue, he that wyll sue foz the kinge shal haue the thyzd peny of that that shalbe recouered foz his labour. And neuertheles the byar and taker shall haue the punishment as afoze is sayd in the same article. And ỹ euery byar vpon his accompt shal do to be declared and seuerally distinguyshed al the takynges, byenges, and of euery countie, towne, oz person: Our sayd soueraygne lozd the kyng that nowe is, consydezyng the pzemisses, hath ozdeyned and commaunded by auctozitie of his said parliament, that the said statutes fromhensforth shalbe duely kepte and put in due execucion. And mozeouer hath ozdeyned by the same auctozitie, ỹ euery purueiour & byar

purueiours

befoze that they shal haue any commission, shalbe swozne in the chauncery, that she shall take nothing of the people contrarie to the said ozdinaunces. And mozeouer fozasmuch as ỹ poore people be not of power, noz dare make resistence against the purueiours & byars, noz sue them by the law, though that they do contrarie to the said statutes, it is ozdeined by the same auctozitie, that the pzeysours, and also al the towne oz townes adioyning, if nede be, shalbe bound to do their deuour and power to resiste the byars and purueyours, doyng contrarie to the sayd statutes, and asmuch as in them is to

execute

execute the saide statutes vpon the same purueyours, if they be requyred. And that he which is greued of his goodes taken contrarie to the sayd statutes and ordinances, may chose to haue an action of Wo ragainst the said pretsours, towne, or townes, and euery of them, which do not their deuour in resistence of the said purueyours or byars in the fourme aforesayd, when they shalbe requyred, or els agaynst the sayd purueyours or byars & euery of them to recouer the treble value of his goodes so taken, and moreouer his treble costes & his damages. And if any purueyour or other the kynges officer, do trouble or vexe any of ꝑ kinges liege people in the marchalsie or elswhere, by anie shall suggestion or cauſe feyned, pmagined, or coloured vpon them because of execution of the said ordinaunces, he shal incurre the peyne of .xl.li. to be payde to the partie greued ouer his domages and costes in this behalfe susteyned. And ꝑ he therupon shall haue a writ of Det. And that euery plee trablein this action shalbe tried in the countie where taking of the sayd goodes was made. And that the defendauntes in all the sayd cases shall not be admitted to wage the lawe. And shalbe put to answer without fourchyng, And no essoyn, Ayde of the kynge, nor protection shalbe to them allowed. And that the serteaunt of the exchecie shall satisfie al the domages, dettes, and executions, which shuld be recouered agaynst euery purueyour and byar vnderneth him in all the cases aforesayd, in case that the purueiour or byar be not sufficient to satisfie. And the partie complaynaunt shall haue a Scire facias to haue execution agaynste the sayde seruauntes in that case. And that these statutes and ordinances shalbe sent to the Justices of the peace in euery countie, to proclayme them euery yere, and therof to enfourme the people.

¶ Item our sayde soueraigne lorde the king hath ordeined by the auctorite aforesayde, that no man hereafter shall packe nor shyp any thrumes nor wollen threedes in any wise, to be had or to passe out of his realme of England beyonde the sea, duryng the terme of .iii. yeres nexte ensuynge, vpon peyne of forfayture of the same thrummes & wollen thred, or the very value of the same to the kynge, The kynge to haue the one halfe therof, and he whiche shall the same espie, fynde, and proue the same to be forfait, to haue the other halfe. And that he that packeth to shyp beyonde the sea any suche thrummes or wollen thred hereafter, contrarie to this ordinaunce, shall haue one yeres imprisonement, and moreouer shall make fyne and raunsome for his offence in this behalfe, sauinge alwaies to the kinge his auauntage by the statute made in the parliament holden at westminster the .viii. yere of his noble reigne touchynge this matter. Cap.iii. Thrummes. Wollen threede.

¶ Item where as in the last parliament of the kynge holden at westmynster, among other thinges it was enacted and graunted by auctorite of the same parliament, that where there were dyuers persons aswell within the cytie of Norwiche as in the countie of Norfolk, whiche made fals worke of al maner of worstedes, not beynge of the assyse in length and breede as they ought to be, and were of olde tyme accustomed, and the slayes and thred to that perteynyng were falsely made and wrought, to the great distrept aswel Ca.iiii. worstedes

of denyſens as of ſtraungers repayrynge to this realme, whiche vſe to bye ſuch marchaūdiſes, truſting that they be within as it appereth outwardly, wherof trueth it was contrarie: And where wozſtedes were ſometyme good marchandiſes and greatly deſyred and loued in the parties beyonde the ſea, becauſe it was of falſe wozke and of falſe ſtuffe, no man doth ſet by the ſame, to the great domage of the kinges cuſtome, and great domage & pre-tudice to his faithfull people, it was alſo ordeined to the deſtruction of ſuch defautes, that the men of the ſaid crafte within the ſayd citie ſhuld haue power euery yere at the feaſt of Pentecoſte, to chooſe viii. wardeyns within the ſayd citie of the ſame crafte. And the ſame wardeyns to haue power to chooſe other two men in the ſayd countie out of the ſaid cyte, and al the ſayd wardeins to come before the mayre of the ſayd cytie for the tyme being, the mōday after the day of Corpus Chriſti thā next enſuing, and there to be ſworne before the maire, to make true and due ſerche of al maner of wozſtedes, and of the ſtuffe perteininge to the ſame, made or to be made within ye ſayd citie or countie, and that euery pece of wozſtede ſhalbe puruyng through all the cloth of right wozke good and conuenable ſtuffe, and that they that hold the length and brede as the aſſyſe hath ben of olde time accuſtomed, that is to ſaie, beddes of ye greateſt aſſiſe in length. xiiii. yardes largely, & in brede. iii. yardes largely through the peece, & beddes of the meane aſſyſe. xii. yardes in length, and in brede through the peece. iii. yardes, and beddes of the leaſt aſſiſe. x. yardes in length largely, and two yardes and a halfe in brede. And clothes called the monkes clothes. xii. yardes in length at the leaſt and. v. quarters in brede. And clothes called thanon clothes of the one aſſyſe. v.
Beltwoll. yardes in length and. vii. quarters in brede. And of the other aſſiſe. vi. yardes in lengthe and two yardes in brede. And double wozſted. x. yardes in length and. v. quarters in brede. And halfe double. xi. yardes in lengthe & v. quarters in brede, and rolle wozſted. xxx. yardes in lengthe and halfe a yarde in brede largely. And that no lampes woll nor woll called peltwoll ſhalbe put in any of the ſame wozſtedes. And that the wardeins of the ſaid crafte for the time beinge ſhall haue power and auctozitee to ſeaſe all ſuche clothes and ſtuffe ſo founde defectyfe, and that the mayre of the ſayde citie for the time beynge haue power to enquyre, here, & determine aſwell at the kynges ſuite as at the inſtigacion of the ſaide wardeins, of al thē that doe contrarie to the ſaid ordinaunce within the ſaide cytie. In like fourme the Juſtices of the peace in the ſaid countie out of the ſayd cytie, ſhall haue power to enquyre, here, and determine of al them that do contrarie to the premiſſes in the ſaid countie out of the ſaid citie. And if any man before the ſaid mayre or Juſtice of the peace ſhalbe duely cōuicte and attemted, that than the ſame wozſtedes and ſtuffe ſo founde defectiue ſhalbe forfait, that is to ſay, the one halfe of ſuche forfaiture to the kynge, & the other halfe to the wardeins of the ſaid crafte for the time beinge. And that the mayre for the time being of the ſaid citie, and the Juſtices of the peace in the ſaide countie, ſhall haue power to make ſuche proces ſeuerally againſt ſuche perſone or perſons, which ſhalbe foūde defectiue by inquirie before them to be take,

of

of any thynge done contrarie to the premisses, as the Justices of the peace do vpon enditementes taken before them of trespas done with force & armes against the kynges peace. And that the said ordinaunce shall beginne to take effect at the feast of saynt Mychel next ensuyng the sayd parliamēt, to endure tyl the ende of.iii. yeres: The kynge considerynge the premisses, hath ordeyned by auctoritie of his sayd parlyament, holden the.xxv. day of February, for the weale of al his people of his said realme, and in amendement of the sayde worstedes, for and in destruction of all maner of disceipt to be done & wrought in worstedes by them that haue theim by the meanes of the same, that men of the sayde crafte within the sayd cytie shal haue power euery yere at the feaste of Pentecoste to choose foure wardeyns within the sayde cytie of the same crafte. And also in lyke maner that the artificers of the same crafte, dwellyng out of the sayde citie, that is to say, in the countie of Norfolke, shall haue power euerye yere at the feaste of Pentecoste to chose four wardeyns within the sayd cōtie of the same crafte. And that the wardeyns in the sayd countie & cytie shalbe sworne before the mayre of the sayd cytie, & the steward of the duchie of Lancaster within the sayd countie for the tyme beynge, if he be present within the saide citie, or els before the mayre alone, the sayde steward beyng absent at such tyme. And that all the sayd wardeyns, aswel within the sayd cytie as without, or els the most part of them, vnder the same fourme before rehersed chosen & sworne, shal haue full power to surueie the worke of the sayde artificers. And that they shall make and worke wel & lawfully. And do to be ordeined suche rules and ordynaunces within the sayd crafte, as shal seme to them necessarie for the amendement of the sayd worstedes and the crafte. And that such rules and ordinaunces by them so made and ordeined to be by the sayde artificers obeyed and obserued, or els suche of the sayd artificers that breke or do contrarie to the saide rules and ordinaunces, to be punished by the discretion of the said mayre and steward. And also that no man of the said crafte shal make any worsted, except he put vpon the same his sygne by the ordinaūce of the sayd wardeyns, or otherwyse the sayd worstedes shalbe forfayt to the kyng, and that the sayd wardeins, aswel within the sayd citie as within the counties of Norfolke & Suffolke, shal haue full power to serche or doe to be serched al maner of worstedes, aswell within the loomes as without the loomes. And that al maner of worsted & stuffe perteining to the same found by them for any cause recyted defectyfe by the sayd wardeyns to be forfayt, that is to say, the one halfe to the mayre and bailyffes of the citie, burghes, or townes, or to the chiefe lordes of the fee of and in such places where such worstedes and stuffe by the sayd wardeins shal happen to be founde defectife and forfaitable for any cause aforesayd. and the other halfe to the wardeins of the sayde crafte, and that all maner mayres, sheriffes, & bayliffes, and all other officers shalbe attendyng, aydinge, and supportyng the saide wardeins in their serches, as often as they or any of thē shalbe by the sayde wardeins or any of them requyred. And that this ordinaunce shall endure tyll the ende of.iii. yeres nexte ensuyng. Prouided alwaies, that if the war-

 deins

deins of the sayd cratte, aswell within the sayde cytie of Norwyche as without, or otherwyse the greatter part of them in maner and fourme aforsaid, happen to be chosen and sworne to make any such rules and ordinaūces as afore is sayde, that the same rules and ordinaunces shalbe in no wyse put in execution before that the kyng and his counsell be certified of them, and that the same rules and ordinaunces shal seme to the kynge and his counsell expedient and necessarie for the weale of the kyng and of his realme.

Cap. b. ¶ Item where as dyuers persons dwellynge in wales and in the marches of wales, endited & outlawed of treasons & felonies commen into the countie of Herforde to cyties and burghes, townes, faires and marketes, and to other places within the sayde countie, somtime by nyght, & there sell & bye marchaundyse and tary by. ii. iii. iiii. dayes or more at their wyll, and after returne into theyr owne countreis without greuaūce, impechement, or execucion of the law made vpon them by the sheryffe of the sayde countie, his ministers, or by any other persone, by reason that the sheriffe and his ministers oftentymes haue no knowlage of their persones, nor of their beynge within the sayde countie, and other persons, some for fauour and amitie, & some for doubte of hurte, by reason of which none doynge of due execucion of the lawe, the sayd persons endited outlawed, and other offenders of wales, and of the marches aforsayd, doute not to come, slee, bren, robbe, and to do other offences in the sayd countie, to the perpetuall destruction and impouerysshment of the cōmons of the said countie. Our said soueraigne lord the king, consideringe the premisses, hath graunted by auctorite aforsaid, that if the sheryffe, vndersheryffe, or any sheryffes wyntiers, mayre & bayliffes of townes and burghes, or any other person conuersaunt within the sayde countie, knowe and see any suche person endited or outlawed in any place within the said countie, that he shall arrest, take, and bring him to the iayle within the sayde countie, and there shall delyuer him to the iayler after the lawe of the realme. And if ante suche person endited or outlawed wyl disobey the arrest to be made in the fourme aforesayde, that he against whom suche disobeysaunce is made, shall leuey hue & crye. And that euery person that is conuersaunt within the sayd coūtie, that heareth the hue and crye, shall come and ayde him that leuyed the sayd hue and crie, to take the sayde offender, & shall do theyr power that to do. And if they can not take him, they shal folowe & pursue him out of the said countie with hue and cry. And that the sheryffe vndersheryffe and they ministers, mayre, and bayliffes, conuersaunt and heryng of such hue and cryes, shall make due execucion of the said ordinaunce according to theyr power, vpō the peyne, that is to saie, the sayde sheryffe vndersheryffe and theyr ministers, mayre and bayliffes, to make fyne and raunsome to the kyuge, & the said persons conuersaunt and herers, that is to say, a knyght. C. shelynges, an esquyar. xl. s. & all other inhabitauntes. xx. s. And that the iustices of peace in the sayde countie for the time beyng, shall haue power to enquyre, here & determyne vpon the defautes & negligences of the saide sheryffe, vndersheriffe, & ministers, mayre and bayliffes conuersaunt and herers of the sayde hues and cries.

Wales.

Sheriffe.

Justices of peace.

ties. And moreouer the kyng wyl, that the statute of westminster primer, touchyng lyke matter, shalbe put in execucion.

¶ Item where as at the parliamet holde at westminster the. xb. yere of the Cap. bi
reygne of the kynge that nowe is, for the cõmen profyte of all the realme it was ordeyned in the fourme as foloweth. Item where as by the law it was ordeined, that no man may carie nor bryng corne out of the realme of Englande, without the kynges licence, by reason wherof fermers and other men, Corne.
which vse manurynge of their lande, maie not sell theyr corne but at a lowe pryce, to the great domage of the realme: Our soueraigne lord the kynge, Grayne.
willinge in this case to prouide a remedy, hath ordeined by auctoritee aforesayd, that it shalbe lawful to euery man to shyp and carie al maner of corne and grayne out of this realme, to any place that pleaseth him, except alonly to the enemies of our soueraigne lord the kyng, as often and as longe as a quarter of wheate do not excede the pryce of. bi. s. viii. d. & a quarter of barley. xx. s. in the same porte where the wheate or barley is shypped, and that without takyng any licence for the same, all other ordinaunces before this tyme made to the contrarie notwithstandynge. Prouided alwaies that the kynge be contented of his customes and money. And this ordinaunce shall endure vnt the nexte parliament. And for asmuch as this statute is not now in his force, and that many counties adioynyng to the sea maie not sell the substaunce of theyr corne, but by cariage to be caried by the sea. Our said soueraigne lorde the kynge (consyderyng the premisses) hath ordeyned by auctorite of his sayd parliament: holden the sayd. xb. daie of Februarie, that the statute and ordinaunce aforesayd by auctoritie of the same parliament shalbe perpetuall, and stande in his force for euer.

¶ Item where as the poore comens & the kynges faythfull liege people of Ca. bii.
his countie of Northumberland, haue ben of long tyme oppressed & surcharged by the sheryffes of the saide countie for the tyme beynge, leueyenge and Shyryffe.
doynge to be leueyed of theyr goodes and catals to the summe of. xl. li. and Hedpens.
more called hed pens. ii. tymes in. bii. yeres, that is to say, euery thyrd yere, and euerye quarter of a yere, to theyr owne auayle, without any accompte profite or auauntage to the kyng, and without any lawful cause or groũde, but of their great extorcion, whiche causeth dyuers men to labour and expend great goodes to be sheriffe whan the said yeres come, to the great oppression of the sayd cõmons: Our soueraigne lorde the kyng, consyderyng the premisses, hath ordeined and graunted by the auctoritie aforesaid, that the sayd gathering of the said hedpens, shalbe clerely put out for euer, any vse or custome to the contraie notwithstandynge, vpon peyne of a. C. li. to be payed, the one halfe of the same to the kyng, & the other halfe to the partie, which wyll sue for the forfayture agaynst the sheryffe. This ordinaunce to begyn at the feast of the natiuitie of saynt John baptist, which shalbe in the yere of our lorde a. ℣. CCCC. xbi.

¶ Item where as kyng Edward the thyrd, for diuers and notable causes, Ca. biii
in his parliament holde at westminster the wednesday nexte after mydlent, the. xiiii. yere of his reygne (because that dyuers sheriffes in dyuers coun- Shyrriffes

ties in England than beyng, had their offices some for terme of yeres of the kynges graunt, and some trusting of longer continuaunce in their offices by procurement. &c. were greatly encoraged, and did take vpon them to do many and diuers oppressions to the kynges liege people, vnduly and euyl, and falsely do serue the kyng and his people did ordeine and make, that no sheryffe should tary and abide in his office ouer a yere, and that no other conenable and sufficient man should be ordeined in his place by the chaūcelor and treasorer of Englande, & the chiefe barons of the escheker and other euerie yere in the morowe of all soules, as it appereth by the sayde statute. And after the same statute so made, by an other statute made at westminster in the parliament of ỹ sayd kyng, holden the fyrst day of May, the xiii. yere of his reigne, he ordeyned & made ỹ no sheriffe nor vndersheryffe, nor sheryffes clerke, should tary & abyde in his office ouer one yere, as it is ordeined by other statutes before this tyme, as it appereth more plainly by the said statute of the. xlii. yere. And moreouer by an other statute made at westminster, in the. xv. of saynt Mychel, the fyrst yere of the reigne of kyng Richard the second, it was ordeined & made, that no man, which hath ben sheryffe of any countie by one hole yere, shalbe an other time chosen nor put in the said office within. iii. yeres nexte ensuyng, except ỹ there be none other sufficient within the sayd countie, as it appereth more plainly by the saide statute of kyng Rychard: And where as in diuers counties in England, after the makyng of the sayd statutes, many & dyuers sheriffes haue ben made, & haue occupied within some of the sayd counties. x. yeres, and some. xii. yeres and more: to the great domage of the kinge that now is, his progenitours and their people within the sayd counties, contrarie to the said statutes and all other good rule, and very likely in time to come to be to their importable domage and open dispersion, and supportacion of manslaughter, periury and grat oppression to many of the kynges liege people, considerynge the great consanguinitee alliaunce and the familiers of the sheryffe, aswell of them that haue ben before this time, as of them which nowe be in the saide counties: Our sayd soueraigne lorde the kyng, considerynge the premisses, hath ordeyned by the auctoritie aforesaid, that the statutes before recyted, & euery of them, shalbe duely obserued in euery countie of England. The vndersheryffes and all other officers within the cytie of London, whiche nowe be or shalbe at all tymes excepted. And such counties alonly except, in which dyuers of the kynges liege people be enheritable to the office of sheryffe at this date, and also suche persons, which haue estate of freehold in the office of sheryffe at this date, and except the letters patentes made to them of the office of sheriffe and their vndersheryffe and clerkes. And if any sheryffe, or vndersheriffe, or sheriffes clerke occupie the office of sheriffe, vndersheriffe, or sheriffes clerke, contrary to any of the statutes afore recyted, or againste the effecte or entent of any of the (except before except) that than he which doth so occupie, shal forfait the summe of. CC. li. yerely aslong as he occupieth contrarie to the effect of the said statutes. And that euery pardō hereafter to be made for suche offence or occupation or forfaytare of sūmes

Shiriffes, Clarkes.

London.

Pardon.

before

before recyted, shalbe voyd & not auaylable. And al patentes made or to be made of any of the sayde offices for terme of yeres, for terme of lyfe, or fee simple, or in fee taile, to any of the kynges liege people (except before excepted) shalbe voyde & of no value by the same auctorite, any clause or worde of non obstante, in any wyse, put or to be put in suche patentes to be made notwithstandynge: And moreouer who so euer presume vpon him or them to take or occupie the sayd office of sherysse by vertue of suche graunte or patentes now to be made for terme of yeres for terme of lyfe, fee symple, or fee tayle, to stande for euer and at all times disabled to be or beare the office of sherysse within any countie in Englande by the same auctorite. And that euery liege man, which wyll sue for the saide summe forfayte against him or them, whiche in suche maner do forfaite, shalbe receiued and admitted to sue an action of Dette in his owne name, our souerainge lorde the kynge to haue the one halfe of al that shall happen by the same action to be recouered by suche suite and he or they ꝑ so pursueth, to haue ꝑ other halfe.

¶ Item where as in the parliamente holden at westminste at the. xb. of Cap. [illegible] saint Michael, the. vi. yere of the reigne of the kyng that now is, for ꝑ great domages and losses that happeneth by the great rysing of water in diuers parties of the realme, and that many greatter losses were lyke to haue comen, if remedie had not ben hastely prouided, wherfore by auctorite of the sayd parliament it was ordeyned and graunted, by. x. yeres than nexte ensuynge, that seuerall commissions of sewers shuld be made to dyuers persons by the kynges chaunceler of England for the tyme beynge, named in al parties of this realme where nede is, after the fourme folowynge in the same statutes, by reason wherof the sayde mischeses were greatly reformed and amended. And where as nowe of late in diuers parties of this realme, by the great rising of watir, many townes and lādes to a great quātitie be drowned and destroyed, to the great hinderaunce of this realme, & great preiudices, domages, and mischeses, be verey lykely to fall, if remedye be not hastely for the same prouided. The kyng considerynge the premisses, and how the. x. yeres be passed, hath ordeined by auctorite aforsaid that duryng the terme of. xb. yeres next ensuyng, the chaunceler of Englād for the tyme beyng shal haue power to make commissions of sewers out of the kynges chaunceric, vnder the kynges great seale, in suche fourme as it was graunted to be made by the statute made the sayd. vi. yere. Cōmissioners of sewers.

¶ Item the kyng cōsiderynge the great periury, extorcion, and oppression which be and haue ben in this realme by his sherysses, undersherysses, and they clerkes, coroners, stewardes of fraunchyses, baylisses, and kepers of prisons, and other officers in diuers counties of this realme, hathe ordeyned by auctorite aforsayd, in eschuyng of all suche extorcion, periurye and oppression, that no sherysse shal ter his comitie, nor any of his baylywykes hundredes, nor wapentake, nor that the said sherysses, undersherysses, bailisses of fraunchises, nor any other baylisse, shall returne vpon any writ or precept to them dyrected to be returned, any enquestes in any panell there vpon to be made, any bailisses, officers, or fraunchises to any of the officers Cap. x. Sheriffe. Enquest. Panell.

or

or seruauntes to any of the seruauntes aforsayd in any panell by thē so to be made, nor that none of the officers and ministers, by occasion or vnder colour of their office, shal take any other thyng by them, nor by none other person to their vse, profite or auayle of any person by them or any of thē to be arrested or attached, nor of none other for them, for the letting of any arreste or attachement to be made by their body or of any persone by them or any of them, by force or colour of their office arrested or attached, for fyne fee, suite of prison, mainprise, letting to baile, or shewing any ease or fauour to any suche person so arrested or to be arrested, for theyr reward or profyte excepte suche as foloweth, that is to saie, for the sheriffe, vnder the bailyffe, whiche maketh the arrest or attachement, foure pens, and the iayler, if the prisoner be committed to his warde .iiii.d. And that the sherysse, vndersherysse, sheriffes clerke, steward, or bayliffe of fraūchise, seruaunt or baylyffe, nor coroner, shal take any thing by colour of his office, by him nor by none other person to his vse of any person for the makyng of any returne or panell, and for the copie of a panell .iiii.d. And that the said sherysses and all other officers and ministers aforesaid, shall let out of prisō al maner of persons by them or any of thē to be arrested, or beyng in their custodye by force of any writte, byl, or warrante, in any action personal, or by cause of enditement of trespas, vpon reasonable suretes of sufficient personnes, bayngе sufficient within the coūties where suche persons be so let to baile or mainprise, to kepe their dates in suche places as the said writtes, byles, or warraunties shall require. Suche person or psons, which be or shalbe in theyr warde by condempnacion, execucion, capias vtlagatum, or excommunicatum, suertie of ꝑ peace, and al suche persons, which be or shalbe committed to warde and by especial cōmaundement of any Justice, and vacabondes refusing to serue after the fourme of the statute of labourers, onely excepte.

Coroner.

mainprise.

And that no sheriffe, nor none of his officers or ministers aforsaide, shall take or do to be taken, or make any obligacion for any cause aforsaid, or colour of their office, but aloly to them selfe of any parson nor by any perso, whiche shalbe in their warde by the course of the lawe, but vpon the name of their office, and vpon condicion that the saide prisoners shall appere at the date conteined in the said writtes, byl, or warraunt, and in such places as the said writtes, billes, or warrauntes, shall require. And if any of the sayd sherysses or other officers or ministers aforsaid, take any obligacion in other fourme by colour of their offices, that it shalbe voyd. And that he shal take no more for the makyng of any such obligation, warraūt, or precept, by them to be made, but .iiii.d. And also that euery of the said sheriffes shal make yerely a deputie in the kinges courtes of his chaunccrie & bench, and in the escheker of record, before that they shall returne anie writtes, to receiue al maner of writtes & warraūties to be deliuered to thē. And that all sheriffes, vndersheriffes, clerkes, baylyffes, taylers, coroners, stewardes, bailiffes of fraunchises, or any other officers or ministers, which do cōtrarie to this ordinaunce in any poynt of ꝑ same, shal lose to the partie in this behalfe indomaged or greued his treble domages, & shal forfait ꝑ sūme of

Iayloue.

xl.li.

xl.li. at euery tyme that they or any of them do the contrary thereof in any point of the same wherof the kyng shall haue the one halfe to bee imployed to the vse of his house, and in none otherwyse, and the partie that wyll sue, the other halfe. And that the Justices of assyses in their sessions, Justices of the one benche and of the other, and Justices of peace in their countreye, shal haue power to enquyre, here, and determine of office, without especial commission, of and vpon all them that do contrarie to these ordinaunces in any article or poynt of the same. And if the sayd sheriffes returne vpon any person, Cepi corpus, or Reddidit, so that thei shalbe chargeable to haue the bodies of the saide persons at the dates of the returnes of the sayd writtes, bylles, or warraunties, in such fourme as they were before the makynge of this acte. Prouided alwaies, that the wardē of the kinges iayle of the fleete and of the kynges paleys at westm for the time beynge, shall not bee endomaged nor preiudiced by this ordinaunce in his duetie of his offyce. And also that this ordinaunce shall begyn at the feast of Ester, whiche shall be in the yere of our lorde a.M.CCCC.xlvi, Warden of the fleete

Item where as before this tyme diuers sheriffes in diuers counties of England haue by colour of writtes to them directed, to leuey the wages of the knyghtes of the shyres for the tyme beynge, of the parliamente of the kynge that nowe is, and of his noble progenitours, haue leuyed more money than hath bene due to the said knightes, and more than they haue deliuered, and keppyng the same, and takyng great parte of the money to theyr owne vse and profyte, to their officers and seruauntes, to the great domage of the comen people of the saye counties. The kynge considerynge the premisses, hath ordeined by the auctoritee aforesaide, that the sheryffe of euery countie for the time beyng, in the next countie courte holden in their counties, after the deliueraunce of the said writtes made to thē, shall make open proclamacio, that ỹ coroners and euery chiefe constable of the peace of the sayd counties, and the baylyffes of euery hundred or wapentake of ỹ same countie, and all other whiche wyll be at the assessynge of the wages of the knightes of the shyres, shalbe at the next countie there to be holdē to assesse the sayd wages of the sayd knightes. And that the sheryffe, vndersheryffe, coroners, or bailiffes for the tyme beyng, be there at the same tyme in theyr proper person, vpon peyne of forfayture to the kyng of euery of them that maketh defaut xl.s. at which tyme the said sheryffe or vndersheriffe in the presence of them that shall come to the same, and of the sutours of the sayde counties than being therin the ful countie, wel and duely shal assesse euery hundred to that assessable by him selfe, to pay a certeyn summe for the wages of the knightes of the shyre, so that the whole summe of all the hundredes do not excede the summe, whiche shalbe due to the saide knightes. And after that in the same countie shal assesse well and lawfully euery village within the sayd hundredes, which shuld be there assembled, to a certeine summe for the payment of the said wages, so that the hole summe of all the townes within any of the sayd hundredes, do not excede the summe assessed vpon the hundred of which they be. And that the sayd sheryffes, vndersheriffes, Cap.xl. Sheriffes Knightes of shires wages.

cyffes baylyffes, nor none other officer, for the cause aforesayde, shall leuey more money of any village than that wherunto thei were assessed. And that if any do or will assesse any hundred or village otherwyse than is aforesayd that they shall forfayt for euery defaut to the kyng. xx. li. And to any man which wyll sue in this case. x. li. And that the sayd cheryffes well and duely shall leuey the money so assessed vpon the forsayd villages, as hastely as they wel may after the sayd assessyng, and the same shall deliuer to the said knyghtes accordynge to the writtes therof to be made vpon ỹ sayd paines. And he that will sue in this, shalbe to that admitted, and shall haue for his action in this case a Scire facias against him that offendeth againste this ordinaunce, and if the defendaunt duely warned in the same make defaute or els appere and be in the same conuicte, that than the playntiffes shal recouer against them, whiche be so conuicte. x. pound, to their owne vse, ouer the sayd. xx. pounde, with their treable domages for the costes of their suytes. And that the iustices of the kynges benche and of the common place, Justices of assyses, and gayle delyuere, and Justices of peace in their countrey, shall haue power to enquyre here and determine of all the sayd defautes, aswell by enquyrie at the kynges suytes as by actyon at the suite of the partie. And that all suche expenses of knyghtes shall not be leuied of any other villages, seignyories, or places, but of suche wherof it hath bene leuyed before this tyme. And that in euery such writ from hens forth to bee made to leuey the wages of the sayde knyghtes, this acte shall be comprehended in the same.

Cã. xii. ¶ Item the kyng hath ordeined and stablissched by the auctoritie aforsaid that if any person or persons tenauntes or defendauntes in any action real or personall, after that they be pleded to an issue in any suite or action, and the issue ioyned and entred of recorde, and a Venire facias of the iurie returned, and if they or any of them after at an other day in courte pleade any forein plee, triable in any other court than where the writ is brought or the suyte taken, and the demaundauntes or plaintyffes in suche forein plees plede to the issue, that suche issue in suche forein plee shalbe tried where the writ is brought in suche suyte taken, and by the same iury so returned. And that this acte and ordinaunce shall begyn at the feast of Ester, which shalbe in the yere of our lorde a. M CCCC. xlvi. and shall endure tyll the next parliament.

Ca. xiii. ¶ Item the kyng hath ordeyned by the auctorite aforsayd, that euery seruaunt of husbandrie, purposyng to departe from his maister at the ende of his terme, at the myddes of his terme or otherwyse, make couenaunt before with an other man to serue him for the next yere, if be in suche case as the lawe wyll compell him to serue, that the sayd seruauntes and he, whiche so shall make couenaunt with him at the middes of the sayd terme or before, shall geue warnynge to the maister of the sayd seruaũt of the said couenaũt so newly made, so that the same mayster may prouyde an other seruaunt against the end of his terme. And if any couenaunt with any suche seruaunt be otherwyse made, or that such warnyng in maner and fourme aforsaid be

forein plee.

Seruãtes of husbãdrie.

Couenant

not

not haue, that the same couenaunt shalbe voyde. And that the same seruaunt be compelled to serue his first mayster for the terme yere, except that a lawfull cause deyng of a later tyme requyre the contrarie. Also that the salaries and wages of seruaunts labourers and artificers shal not exceede the assessinge, that followeth, that is to say, the wages of a bayliffe of husbandry by yere. xxiij.s. iiij.d. and clothyng price. v.s. with meate and drynke. Wages.
of a chiefe hyne & carter or chiefe shepard. xx.s. and clothyng price of. iiij.s. with meate and drynke, a comen seruaunt of husbandrie. xij.s. and clothyng price of. ij.s. a woman seruaunt. x.s. clothyng price of. iij.s. with meate and drynke, an enfaunt within the age of. xiiij. yeres. vj.s. and clothyng price of. iij.s. with meate and drynke. The same fourme shalbe obserued of wages of seruauntes dwelling with hostelers, victuylers, and artificers in fayre burgh and elsewhere. And that suche as be seruie lesse shall take lesse.

And also in places where lesse is vsed to be geuen, lesse shall be geuen from Artificers
henceforth. And that from the feast of easter, tyll the feast of sayne Michel, the wages of any free mason or mayster carpenter shal not exceede. iiij. d. by the day, and without meate & drynke. v. d. ob. a mayster tyler or slatter, a tough mason and meane carpenter and other artificers concernyng buyldyng, by the day. iij. d. with meate and drynke, and without meate and drynke. iiij. d. ob, and euery other labourer by the day. ij. d. with meate and drynke, & without meate and drynke. iij. d. ob. And that from the feast of sayne Michel tyl the feast of easter, a free mason and a mayster carpiter by the day. iij. d. with meate and drynke, and without meate and drynke. iiij. ob. tyler meane carpenter tough mason and other artificers aforesayd by the day. ij. d. ob. with meate and drynke, and without meate and drynke iij. d. And euery artificer and labourer by the day. i. d. ob. with meate and drynke & without meate and drynke. iij. d. and he that lesse deserueth shall take lesse. Prouided that the sayde assessynge shall not extend to labourers in the tyme of harueste, in whiche tyme the wages of a mower shall not exceede. iiij. d. by the daye with Harueste.
meate and drynke, and without meate and drynke. vj. d. a reper or cutter. iij. d. by the day with meate and drynke and without meate and drynke. v. d. a woman labourer and other labourers in tyme of harueste. ij. d. ob. by the daie with meate and drynke, and without meate and drynke. iij. d. ob. and furth as be worthy lesse shal take lesse. And in places where lesse is vsed to be taken, lesse shalbe taken from henceforth. And that no artificer workman or labourer shal take any thyng for the holy day nor for yeryall day, but after the rate of the tyme of the day in whiche he laboured. And if any person refuse to serue or labour according to the premisses, that euery Iustices of peace in their Iustices
counties shal haue power at euery time to cal the to examinacio of the same of peace.
and suche as they shall fynde defectyue, to commyt to the iayle, there to remayne tyll they haue founde sufficient suertie to serue & labour in fourme by the lawe requyred. And if any seruaunt artificer, workman, or labourer, do contrarie to the premisses, or denie his seruice occupation or labour by reason of not geuyng of salarie or wages, contrarie to these statutes, that he shal lose to the partie that wyl sue in this behalfe. xx. s. And if the sayde

Iustices

Justices of peace shall haue power to here and to determyne all maner of offences done contrarie to the fourme of this statute aswell at the kynges suyte as of the parties, and that euery of the kynges liege people may haue the suite agaynst euery persone that shal offende in any point against this statute, and the proces shalbe by attachment, capias and exigend. Also that the Justices of peace shall assesse no fyne upon any whiche shalbe conuicte before them of a thynge done contrarie to any statute of labourers or artificers, or for this cause put him in the good grace of our soueraigne lorde the kyng vnder .vi.s. viii.d. And also, that the Justices of peace throughe the realme, ij. times euery yere shal do openly to be proclaimed in their sessions al the statutes of labourers, artificers, hostelers, vitaylers, seruauntes, and vacabounded before this tyme made and not reuoked with this statute.

Also that by colour of the tenour of lesse landes then the husbandrie of the same shal suffice for the continual occupacion of one man no man shalbe excused to serue by the yere, vpon the payne to be iustified as a vacabond. Also that Justices of peace shal haue power to take al seruauntes retained with any perso by colour of husbandrie, and not duely occupied about the same which seruauntes ought by the lawe to be seruaunt of husbandrie, to suche as shall require their seruyce and to iustifie thē in euery point as the same Justices haue power to iustifie vacabonds. And that this statute shall begyn to be of force and execucion in the feast of saynt Mychel which shalbee in the yere of our lorde a M. CCCC. xl. vi. and in no wyse before.

power.

C. xiiii. purueyors.

C. Item the kyng hath ordeined and stablished by the auctoritee aforsaid, that if any bayly or other officer of the duke of Glouester, or of anye other lorde or persone of what estate, degree, or condicion that he be presume vpon him to take, or els take any bytayles, goode, hey, carriages, or any other thing what so euer, of any of the kynges liege people in any wyse against their will, without lawfull bargayn hetwixt the sayd bayly or officers and the said liege people therof to be made to the ble of the sayde duke or other lorde for their houses, but alonly for the king and the queene and their houses, that than if notice or requeste be made to the mayre, sherysse, bayliffe, constable, officers, or other of the kynges ministers of cities and burghes or other counties or places where suche taking shal happen to be, that than the same mayre, sherysse, constable, officer, and minister to whom such notice or requeste shalbe made maynteynaunt shal take and arreste al such bayly and officers so doing or offendynge, and them shal sende to the kynges next prison there to remaine and not be let to bayl nor mayneprise tyll the tyme that they haue rebailed all the said bitailles, cariages, and other thinges so taken or the herey value of the same. And if the saide mayre, sherysses, bailiffes, constables, and officers aforsaid do cōtrarie to this that than they shall forfaite .xx.li. wherof the kynge shall haue the halfe and the partie of whom such thynges bee taken, the other halfe, if he wyll sue by an accion of dette in the whiche the defendaunt shall not do his lawe, and if he wyll not sue, who so euer wyll sue for the kyng and him selfe, shall haue the suite to recouer to him selfe the one halfe therof, & the kyng the other halfe.

Constable

And

And if any of the sayd byars, other thā of the kyng and the queene, be duely conuycte of such vnlawfull takyng (as afore is recited) at the suite of such parties as shalbe against them in this behaike, that than they shall yelde to the partie, which so sueth, the treable value of ỹ vitailes or other thynge so taken, and the double costes of their suytes, and for the sayde tresspas to make fyne and raunsome to the kyng. And that in all suche actions or suytes afore sayde the kynges protection shal not be allowed nor auaylable for the defendaunt. And this ordinaunce shall begyn to take effecte at the feast of Estes which shalbe in the yere of our lorde a. M. CCCC. xlvi. Prouided alwaies that by this acte the punishment ordeined against the kynges purueyours in no wyse shalbe restreyned.

¶ Item where as by auctorite of a parliament, holden at westmynster the fyrst yere of the reigne of kinge Henry, father to the king that now is, amōges other thinges it was ordeined, that the cytesyns and burgesis of cities and burghes cōmyng to the parliamēt shuld be chosen men cytesyns & burgesis resiaunt, abiding, and free, in the same cities and burghes, and none other, as in the same statute more fully is cōteined, which cytesyns and burgeyses haue alwaies in cities and burghes ben chosen by cytesins and burgeises and none other, and to the sheryffes of the counties returned, and vpon their returnes receiued and accepted by the pliament before this holden. And also where as by auctorite of a parliament holden at westmynster the. viii. yere of the reigne of the kynge that now is, it was ordeined, in what maner and fourme the knightes of the shyres comming to the parliamētes from thesforth to be holden shuld be chosen, and howe the sheryffes of the same counties therupō shuld make their returnes, as in the same statute more fully appeteth by force of which statute elections of knightes to come to the parliaments somtime haue ben duly made and lawfully returned, till nowe of late that dyuers sheryffes of the counties of the realme of England, for theyr singuler auaile and lucre, haue not made due elections of the knightes, nor in conuenable time, nor good men and true returned, & somtime none of the knightes cytesins and burgeyses lawfully chosen to come to the parliamentes returned, but such knightes cytesens and burgeises haue ben returned, which were neuer duely chosē, and other citesins and burgeises thā those, which by the mayres and baylyffes were to ỹ said sheryffes returned. And sometime the sheryffes haue not returned the writtes, which they had to make elections of knyghtes to come to the pliamentes, but the sayde writtes haue imbesyled, and moreouer made no precepte to the mayre and baylyffe, or to the bayliffes or bayliffe where no mayre is of cities and burghes, for the election of cytesins and burgeises to come to the parliamentes, by colour of these wordes conteyned in the sayd writtes, Quod in pleno comitatu tuo eligi facias pro comitatu tuo duos milites, & pro qualibet ciuitate in comitatu tuo duos ciues, et pro quolibet burgo in comitatu tuo duos burgenses. And also for asmuch as a sufficiente peyne & couenable remedy for the partie in such case greued is not ordeyned in the sayde statutes againste the sheryffe, mayres and bayliffes, whiche do contrarie

Ca. xb.

Burgeises parliamēt

Knightes of shires.

trarie to the fourme of the ſaid ſtatutes. The kyng conſidering the premiſſes, hath ordeined by auctoritie aforeſaid, that the ſaid ſtatutes ſhalbe duely kept in all poyntes and moreouer that euery ſheryffe, after the delyuerey of
Shiriffes. any ſuch writte to him made, ſhall make and deliuer without fraude a ſufficient precept vnder his ſeale, to euery mayre and bayliffe, or to bailyffes or bayliffe, where no mayre is of the cities and burghes within his countie, recytyng the ſayd writ, cõmaunding them by the ſame precept, if it be a citie to chooſe by cytezyns of the ſame cytie, cytezyns, and in the ſame maner and fourme, if it be a burghe, by the burgeyſes of the ſame to come to the parliament. And that the ſame mayre and bayliffes, or bayliffes or bayliffe, where no mayre is, ſhal return lawfully the precept to the ſame ſheriffes by indentures betwixt the ſame ſheryffe and them to be made of the ſaide elections, and of the names of the ſayd cytezyns and burgeiſes by them ſo choſen, and therupon euery ſheriffe ſhall make a good and rightefull returne of euery ſuche writte and of euery returne by the mayre and bailiffes, or bailiffes or bailiffe, where no maire is, to him made. And that euery ſheryffe, at euery time that he doth contrarie to this ſtatute, or any other ſtatutes for the election of knightes cytezyns and burgeyſes to come to the parliament before this time made, ſhall incurre the payne contened in the ſaide ſtatute made the ſayde, viii. yere, and moreouer ſhall forfait and paie to euery perſone hereafter choſen knight cytezin or burgeis in his countie to come to any parliamente, and not duelie returned, or to any other perſon, whiche in defaute of ſuch knight cytezyn or burgeys will ſue, an C.li. wherof euery knight citezen and burgeis ſo greued ſeuerally, or any other perſon which in their defaute will ſue, ſhall haue his actiõ of Det againſte the ſayd ſheryffe or his executours or adminiſtratores, to demaũde & haue the ſaid. C.li. with his coſtes in this caſe diſpended. And that in ſuch action taken by vertue of this ſtatute the defendaunt ſhall not wage his lawe of the demaunde aforeſayd in no wiſe, and that no defendaunt in ſuche action ſhal haue ante eſſoine. And in the ſame maner at euery time that any maire and bailiffes, or bailiffes or bailiffe, where no maire is, ſhall returne other than thoſe whiche bee choſen by the citezins and burgeiſes of the cyties or burghes, where ſuch electiõus be or ſhalbe made, ſhall incurre and forfayt to the kyng. xl. li. And moreouer ſhal forfaite and paie to euerie perſon here after choſen citezin or burgeis to come to the parliament, and not by ꝑ ſame
Bailiffes. maire and bailiffes, or bayliffes or bailyffe, where no maire is, returned or to any other perſon whiche in defaute of ſuche cytezin or burgeis ſo choſen wyll ſue. xl. li. whereof euerie of the cytezyns and burgeyſes ſo greued ſeuerally, or any other perſon whiche in their defaute will ſue, ſhall haue his action of Dette againſt euery of the ſaide maire and bailiffes, or balyffes or bailiffe, where no maire is, againſt their executours or adminiſtratours to demaunde and haue of euery of the ſaide maires and bailiffes, or bailiffes or bayliffe, where no maire is. xl. li. with his coſtes in this caſe expended And that in ſuche action of Det taken by force of this ſtatue no defendant in any wiſe wage his lawe of the ſaide demaunde, nor haue any eſſoine.

And

And that euery sheriffe that maketh not due election of knyghtes to come to the parliamẽt in conuenable tyme, that is to say, euery sheriffe in his ful cõtie betwyxt the houre of viii. and the houre of xi. before noone, without collusion in this behalfe, and that euery sheriffe that maketh not good and true returne of suche elections of knyghtes to come to the parliament in time to come, as to them perteineth in maner and fourme aforesaid, shal forfait to the kynge a. C. li. & shall also incurre the peine of an. C. li. to be payd to hym that wyll sue against hym, his executours or administratours for this cause by way of action of Det, with his costes in this behalfe expẽded, without wagyng of law of his demande, or hauing essoyn as afore is said. Prouided alwaies that euery knyght cytesyn and burgeys to come to any parliament hereafter to be holden in due fourme chosen & not returned as afore is said, shal begyn his action of Det aforesaid, within iii. yeres after the same parliament commenced, to procede in the same suyte effectually without fraude, and if he so do not, an other that wil sue shal haue the said action of Det (as it is said) to haue and recouer the same summe with his costes in this behalfe dispended, in maner and fourme aforesaid, so that no defendant in such action shal wage his law, nor be essoyned in any wyse, as afore is said. And if any knyght cytesyn or burgeys hereafter returned by the sheryffe to come to the parlyament, in the maner aforesaid, after such returne be by any persone put out, and an other put in his place, that suche person so put in the place of him whiche is out, if he take vppon him to be knyght, cytesyn, or burgeys, at any parlyament in tyme to come, shall forfaite to the kyng a. C. li. and a. C. li. to the knyght cytesyn or burgeys so returned by the sheriffe, and afterwarde as afore is saide put out. And that this knyght cytesyn or burgeys, which is so put out, shall haue an action of Det of the same. C. li. agaynst such persons put in his place, his executours or administratours. Prouided always that he shall begyn his suyte within iii. monethes after the parliament commenced. And if he do not, tñ he that wyll sue shall haue an action of Det of the same. C. li. agaynst hym whiche is put in place of him that is so out, after suche returne, his executours or administratours. And that no defendaunt in suche action shall wage his lawe nor be essoyned. And that such proces shalbe in the actions aforesaide, as in a wryt of Trespas done agaynst the peace at the commen lawe, so that the knyghtes of the shyres for the parliament hereafter to be chosen, shalbe notable knyghtes of the same counties, for the whiche they shalbe so chosen, or otherwise such notable esquyers, gentilmen beinge of the same cõties as shalbe able to be knyghtes. And no man to be such knight which standeth in the degree of a yoman.

Ca. xvi

Gauge penny.

Item the king hath ordeined & prouided by the auctoritie aforesaid, that the peny, which is called the gauge peny, shal not be paied to ỹ gaugeour, nor to any other in his name, tyl he or his deputie haue gauged the wynes. And than he to take and receiue his peny for the same in gree without more encreas or auaũtage for that to clayme. And also that he or his deputie be redy to do the office of gaugeour in al places, whã he to that by the partie

Gaugrour

shalbe requited, & that to be obserued throughout the realme of Englande, vpon the peyne comprised in the statute made the .xxvii. yere of the noble kynge Edward the thyrd of the gaugyng of red wynes & whyte wynes duely to be executed.

ca. xvii Eschetour

¶ Item it is ordeined by auctorite aforesaide ỹ euery eschetour shal take his enquestes of office by vertue of the writtes of Item clause extremum, and all other writtes, within the moneth after the deliuerance of such writtes. And also that all suche inquisicions shalbe taken in good townes and open places. And that none of them shall take priuely nor apertly by hym nor by other by any meane person, for the execution of any suche writtes in one countie, aboue the summe of .vi.s.viij.d. or .xiii.s.iiij.d. or aboue, where his labour and his costes shal that demaunde, so that the sume which he so shal take, do not excede in all the sume of .xl.s. for the execution of any such writ in one countie. And if any eschetour do contrarie to any of the premisses, that than he shal forfait the sume of .xl.li. Also if a man trauers any office taken before any eschetour or commissioner, and therof hath any Scire factas agaynst any patente, that in this case no protection shalbe allowed nor allowable. And as to any graūt or lees to be made to any pson, whiche shal trauers any suche office, that the statute in suche case before this time made shalbe duely obserued. And that the kynge haue the halfe of the said forfaiture of .xl.li. and the partie which in this behalfe wil sue for the king and hym selfe, shall haue the other halfe of the same.

Trauers.

ca. xviij Wynes.

¶ Item the kynge considering howe diuers complaintes haue ben made before this time, by diuers of his lieges marchaūtes repayring to the parties of Gascoyne and Guyen, howe that nowe of late they haue ben suffred to bie wynes of the growyng of the hye countrey in such time as they were wont to be made: and also howe there be diuers new imposicions demaunded and leuyed of his said lieges marchauntes repayring to the said parties, otherwise than hath ben vsed of old tyme to be demaunded & leuyed: to the great domage of the same marchauntes, and great losse and hyndraūce of al his faithful lyege people, hath ordeined by the auctorite aforesaid, ỹ al his said marchauntes, repayring to the said parties of Gascoyne and Guyen, may freely hereafter by the wynes there of the hye countrey in all such tymes, & in all such liberties, as they haue vsed to bye them, .xx. or .xxx. yeres passed, without any other newe impolycion or charge to be put vpon them. And that if any of the kynges officers in the sayde parties, or any other person distourbe, vexe, or greue, or do to be distourbed, vexed, or greued any of the said marchaūtes or lyege people of our soueraigne lord the kyng, or do to be leuyed of any of them any new imposicions, contrarie to this ordinaunce: he to forfait as oftentymes as he offendeth, to the partie greued .xx.li. ouer his treble domages to be payed to hym, the one halfe of the same forfaiture of .xx.li. to be payed to the vse of our soueraigne lord the kyng, and the other parte to the partie so greued, or to him which in his defaute and negligence wyll sue for our soueraigne lorde the kyng in this behalfe.

Gascoyne

¶ Here

¶ Here begynneth the statutes made at sainct Edmondes burye, the.xxv.yere of kyng Henry the.vi.

OUr soueraigne lorde the kynge, at his parliament holden at sainct Edmondes bury, in the feast of sainct Scolast, that is to say, the.x. daye of Februarye, the.xxv. yere of his reigne, by the aduise and assent of the lordes spirituall and temporall, and the comens of his realme in the said parliament assembled, and by auctoritie of the same parliament, hath approued, ratifyed, and affermed, all maner of statutes made in any parliament agaynst walshmen before this tyme not repealed. And moreouer hath ordeined by the auctoritie aforesaide, that all grauntes of fraunchises, markettes, fayers, and other liberties to by or to sel, to bake or to brew, and to sell within the townes of Northwales, made to any walshman before this tyme, shalbe voyde and of no value. And that all the villeyns of our soueraigne lord the kinge within Northwales shalbe bounde and constreyned to do suche labours and seruices, as they of right haue vsed to doo of olde time, not withstanding any graunt made to them, or any vsage vsed by the of a later tyme to the contrarie. And that such officers shal haue power to compel them to do such labours and seruices, as they haue vsed to compel theim before this tyme lawfully. walshmen

¶ Here begynneth the statute made at Westmynster the.xxviii.yere of kyng Henry the.vi.

AT the parliament holden at westmynster, the.xii. day of Februarye, the.xxviii.yere of the reigne of our soueraigne lord king Henry the.vi. after the conqueste, the same our soueraigne lord the kyng, by the aduise and assent of the lordes spirituall & temporall, & the comens beyng in the said parliament, & by auctoritie of the same parliament, hath made ordeined, and stablysshed diuers ordinaūces and statutes in the maner and fourme folowyng.

¶ Fyrst for asmuche as a certeyn ordinaunce hath ben proclaimed, publisshed, and straytly kepte in the parties of Brabād, Holland, and Seeland, that no maner of wollen clothes, made in this realme of England, shal not come in the sayde parties, there to be solde in any wyse, vpon peyne of forfaiture of the same clothes, wherfore the kynge our soueraigne lorde, because that it is expressely agaynst the trewce and appoyntementes made & taken betwyxt his realmes, landes, and subiectes of the one partie, and the landes, which the duke of Bourgoyne doth holde and occupy of the other partie, many times before this time hath made his letters of requeste to be writtē, & sent his message for due reformacion to be had in this behalfe, wherof no due remedy is yet had, to the intollerable domage of all the cōmens of this realme, because that many clothmakers, that is to saye, men, weuers, fullers, & dyers, and women websters, cardes, spynners and other dyers and sellers of the same, suche as do knowe none other occupations, Cap.i. wollen clothes. Clothe makers.

of verey necessitie be constreined for their lyuynge to do the same occupacions, and some of them lyue vdely, which prouoketh them to lynne & vyel lyfe. The kynge considerynge the premisses, hath ordeined by the auctoritie aforesaid, that oneles due continual reformacion be made in the said parties of Brabande, Holland, & Seeland, of the said ordinaunce, betwyxt this and the feast of saunct Michel nexte commyng, so that all maner of wollen clothes made in this realme of Englande, may come and be accepted in the same parties of Holland, Brabande, & Seeland, there to be vttered & solde, as spedely as any other marchaundises, that than for defaut of such reformacion in this behalfe no maner of marchaundises nor goodes of the growynge or workmanshyp of the lãdes and parties, which the said duke holdeth and occupieth, shall come in the said realme of England after the said feaste, vpon peine of forfaiture of the marchaundises so brought into this realme, that is to saye, the one halfe to our soueraigne lord the kynge, & the other halfe therof to hym which first shall sease the said marchaundises, in whose hãdes so euer they shalbe foũd. And that open proclamacion shalbe made vpon that betwyxt this & the .xv. daye of July nexte cõmyng, within the citie of London and other places necessarie & conuenient to the same. And if any suyte be cõmenced hereafter because of any such seysin, in which any yssue cõcernyng this acte shalbe taken, that the said yssue shalbe tried in the countie where the said seysin is had, and in none other place, this ordinaunce to endure but tyll the nexte parliament.

Cap. ii. Item for asmuch as kyng Edward the third by great deliberacion ordeined his hole staple of wolles, wolfelles, and other marchaundises to be at Caleys, for the weale and profit of his realme, and saufgarde of the said towne, & by the great liberties & fraunchyses gyuen to marchauntes thyther repayryng, after that many yeres came great reuenues to hym & to his successours, as it appereth of recorde in the kynges escheker, that is to say, in euery yere of his reigne. lyuij. M. li. & more, & so contynued many yeres at the which tyme great ryches came into this realme of Englande by the meane of marchauntes of the saide staple than beyng many in nombre and of great riches, good iustice and lawe had betwyxte partie and partie, and by them wel executed, the said towne of Caleys, & the marches was wel repayred, and souldeours payed of their wages, although that maintenaũce by diuers and many licences gyuen by letters patentes, and by mysusyng of the said licences in byeng of wolles & wolfelles in other places thã their lycence conteyneth, in shyppyng greater nombre & weyght, and coloryng the same by newe contryued names, as morlynge and shorlyng. And some persons which accordyng to their lycence ought to haue caried their wolles ouer the moũtaines, haue solde the same in Breband, & in other places, to suche men whiche were wont to be accustomed to bye their wolles at the staple of Caleys, and also by great relyng out of wolles and wolfelles not customed in diuers parties of England, of Irland, and of wales oftentymes by the consent and meane of vnlawful officers, as serchcours and surueyours, which take no fee, but prayse rewardes for doynge wronge to the

Staple.

Caleys.

wolles wolfelles &c.

kynge, and by diuers forbreyntes of marchaundises in Caleys, aswell by warres as by fouldeours for their wages, and many other causes, in which the marchauntes of the saide staple be not of ability nor power to enioye their liberties and fraunchises of old tyme vsed and accustomed. Nowe it is so, that by the meanes aforsaid, & by the breking of such staples, the customes and subsidies of the marchaundises repayring to the said staple of Caleys passe not yerely .xx. M.li. which is not but lytell in comparison to that that they haue ben hertofore, the cōmens of this land not enriched by their wolles and wolfelles & other marchaūdises, as they were wont to be, the marchaūtes greatly mynyshed aswel in nombre as in goodes, and not of power nor in comfort to bye the wolles & wolfelles & other marchaūdises as thei haue done of old time, ỹ fouldeours of Caleys & of ỹ marches there not payed of their wages, ỹ towne of Caleys by default of reparacīō, aswel within ỹ towne walles, toures, & castels, as without ỹ towne of dykes, clifes, scluses, bankes, & other reparacīōs, which shuld be made for defence of the towne & of the water without lykely to be holly destroyed (whiche god defende) except that remedy be hastely prouided. Our said soueraigne lord the kyng, consyderyng the premisses, hath ordeined & stablyshed, by auctoritie aforesaid, that the mayre, constables, & company of marchaūtes of the staple of Caleys for the time beyng, & their successours for euer, maye haue & enioye all their fraunchises & liberties & euery of them, & whole repaire of all maner of marchaundises to the saide staple, by the said kynge or by his noble progenitours to them or to their predecessours or any of them, by the auctoritie of parliamēt graunted or confermed, not repealed nor excepted. And that the said mayre, constables, & theyr successours may by them selfe or by theyr officers and ministers, do execucion of all maner of thynges & maters, the knowlege wherof to them pertayneth, aswell within the towne of Caleys as without the towne, in the precynct pertayning to ỹ same called the Skyuynage, and cōmaundement wrytyng, or any other thing made or to be made to the contrarie notwithstanding. Prouided alwaye that by this acte no man shalbe excluded of his lawfull suyte by wryt of Errour or any indgemēt gyuen before the said mayre and constables. Nor the chaūceler of Englād and the kinges counsell shal not be excluded to redres the defautes of the said mayre and constables, after the fourme of the statute made the .xxvii. yere of the reigne of kynge Edward the thyrd. And that no maner of licence for shyppyng of wolles & wolfelles, or of tynne graūted to any person or persons, shalbe effectual nor auaylable to hym or to them, to carye or bryng any suche wolles, wolfelles, or tynne, out of this realme of Englād, Irland, or wales, to any other place thā to the said staple of Caleys. And that all maner of licences by our said soueraigne lord the king, or any of his heyres or successours, to any person or persons to be graūted of or for wolles, wolfelles, or tynne, to be had, caried, or shipped, out of this realme of England, Irland, or wales, or any other place than to the saide staple, shalbe voide & of no effecte. And that euery person or persons, which shal except, obteyne, and put in execucion any suche licence, or he or they to

Licence.

whose vse any such lycence shall or shalbe graunted and had, and by them, or by any other by their agrement or consent put in execucion, shalbe out of the kynges protection & moreouer that it shalbe lawful to the said mayre, constables, and company of marchauntes of the saide staple, and to their successours for euer, to haue and pursue an action vpon this statute agaynst euery person or persons, which shal offende contrarie to this ordinaunce, & to haue such proces in the same as is prouided in the Premunire facias, or suche proces as by the lawe is in an action of Trespas done agaynste the kynges peace at their election. And if any person or persons at their suyte vpon the same be conuycte or attaynted, that the same mayre, constables, & company of marchauntes shal haue iudgement to recouer al the mouable goodes and catals, that any such person or persons so conuict or attaynted had, the day of puttyng in execucion of any suche licence, or at the tyme of the saide iudgement gyuen, or in any tyme betwyxte the puttyng in execucion of any suche licence, or at the tyme of the foresaide iudgement gyuen, or to the value therof, at the election of the plaintiffes in the same action: wherof the two partes of the goodes & catals so recouered and had in execucion, ouer the value therof, shalbe employed for reparacions of gutters, sduses, and bankes at Caleys aforesaide, by the surueyeng of the maister of the sayde workes there for the tyme beynge, and the thyrde parte therof shall remaine to the mayre, constables and companye aforesaid. Prouided alwayes that the sayde action be had and commenced within the countie where such licence shalbe put in execucion. And if any suche licence be put in execucion in Irland or wales, that than the suyte shalbe commenced in the countie within England nerte adioynynge to the place where suche licence shalbe put in execucio in Irland or wales. And moreouer that euery person or persons, whiche shall shyp or bryng, or doe to be shypped or caried any wolles, wolfelles, or tynne out of this realme, Irlande, or Wales, by colour of any licence, or other wyse, and them put to sale in any other parte or place out of the saide realme of England, Irland, or Wales, than to the saide staple of Caleys, oneles the shyp, in whiche the saide wolles, wolfelles, or tynne shulde be perished, and may not be brought to the said staple, and therof be attcinted or conuict at the suyte of the saide mayre, constable, & company of marchauntes of the saide staple, by suche action and proces grounded vpon this acte, as it is afore reherced, the same action to be taken in the countie where the said wolles, wolfelles, or tynne be shypped or caried out, that he shal forfait al his goodes & catals, to be employed & had in the forme aforsaid. And if any wolles, wolfelles, or tynne, frohens forth be caried or shypped to be had out of this realme of Englande, Irlande, or wales, to any other place out of Englād, Irland, or wales, than to the said staple by force of any licence, þ than it shalbe lawful to euery person, beyng the kynges lyege man, to seaze the saide wolles, wolfelles, & tynne, and thē kepe to his owne vse after such seasyn. And that euery customer, comptroller, serchecour, and surueyour, which by his knowlege shal suffre or admitte any wolles, wolfelles, or tynne to be shipped within any porte, crike, hable, or any

Mayre of the staple.

Customer. Cōptroller. Serchecour.

or any other place where they be officers, or any other porte or place than to the said staple as afore is said, by force of any licence, or by colour therof, by force of any writ or other commaundement, in attempting or approuing of any suche licence to them to be directed, or willyngly suffre any suche marchaundises to passe out of this realme, not customed or not wayed at ye kynges beame, suche of them which ought to be wayed, shal incurre the peyne and forfaiture aforesaid. And he or they shalbe reputed and iudged in like case, as he which executeth any suche licence to any other place than to the sayde staple, after that that he therof shalbe conuicte at the suyte of hym which in this case wil sue. And that it shalbe lawful to euery persone beyng the kynges subiecte and lyege man, that in that case wyll pursue, to haue suche action agaynste the sayde customers, comptrollers, serchesours, and surueyours, as is prouided against such persons which shall put in execution any such licence, as afore is said. And that all maner of thing done contrarie to the ordinaūce of this statute, aswel within this realme as without not triable by mater of record, shalbe put in issue, & be triable by enquest in the same countie and visne, where the saide action shalbe taken. Prouided always that all maner of lycences for wolles and tynne to passe by the streytes of Marrok, shypped in galyes or carrakes for payeng customes & subsidies as aliens do or shall do, shalbe onely excepte. Prouided also that this act shall not extende, nor shalbe preiudiciall to the lycence graūted by our said soueraigne lord the king by his letters patentes, berying date the xxiij. day of July, the xxvi. yere of his reygne, to our lady the quene his cōpayon, to shyp & carye by hir, hir deputies, assignes, or prouitours, welles, wolfelles, and tynne after the forme and effecte of the saide letters patentes, so that the said wolles, wolfelles, and tynne, and euery of them, shal be and be shypped in galey or galeyes, carrake or carrakes, & caried by the straytes of Marroke. Prouided also that this acte shall not extend nor be preiudiciall to the lycence graūted by our soueraigne lord the king by his letters patentes, berying date ye first day of July, the xxiij. yere of his reigne to the duke of Suffolke, by the name of Willyam marques & erle of Suffolke, to shyp & carye by him his deputies or attourneys two thousand sackes of wolle of the growynge of the countie of Norfolke, after the fourme & effecte of the same letters patentes. And that open proclamation of this ordinaūce shalbe made in euery towne, where the countycourtes be holden, euery porte, hable, & market towne next adioynyng to the saide portes, by the sheryffe of euery countie or his deputie, ones euery moneth by ye space of halfe a yere next after this ordinaunce made, after this acte sent against them by writ of record, vpon peine of xl. li. to be forfait to the kynge, if the said proclamacion be not duely executed. Prouided always ye this graunt or ordinaūce shall not extend to the priour & couent of saincte Johns of Bridlyngton & his successours, which haue licence by the kinges letters patentes made to them the xx. day of Nouembre, the xxvi. yere of his reigne, to shyp cary, or bryng their wolles to the nōbre of xii. sarplers, cōteynyng. cxx. sackes or within, to other places or portes beyond the sea thā to the said staple of

ple of Caleys. Prouided also that this graunt or ordinaunce shall not extende to grauntes seuerally made to Thomas Walsyngham, Thomas Browne, and to Johan Penycoke esquyars by the letters patentes of our said souereaigne lorde the kyng before this tyme, to shippe, carye, or bryng certein walles to other places or portes beyonde the sea than to the saide staple of Caleys, but that thei shalbe clerely excepte of this said ordinaūce. And that this ordinaunce shal begyn at the feast of the Natiuitie of sainct Johā the baptiste next commyng, and shal endure tyll the ende of .v. yeres nexte folowyng.

Cap. iii

Marchauntes.

ITem where it is ordeyned by a statute made in the fourth yere of kyng Henry the fourthe, noble progenitour of our souereygne lorde the kynge that nowe is, that all marchauntes alyens straungers and denysyns, that bryng any marchaūdises into this realme of England, & them sel within ȳ said realme of England, shuld put al the money for the said marchaūdises receyued or to be receyued, to be employed for other marchaūdises of Englande, to carye out of this realme, without beryng alyaye with them anye golde or syluer in coyne, plate or masse out of the saide realme, vpon peine of forfayture of the same: whiche notwithstandynge diuers marchauntes alyens, straungers and denysyns, dayly in dyuers portes, hables, crykes, and other places within the said realme, bryng in wheate, corne, and other

Vitayle.

marchaundises and vitayle, for the whiche they receyue gold and syluer, & the same carye with them out of the saide realme, without any imployment of the said gold & syluer vpon any marchaundises of this realme, in great

Coyne.

damage and impouerysshement of this realme, and mynysshyng of the kynges coyne, in defaute of due serche had of customers, cōptrollers, and serchetours, hauynge power and auctorite to do their offices to be executed: Our said souereigne lorde the kyng, conſydering the premisses, hath ordeined by the auctorite aforesaid, that if any marchauntes alyens and straūgers bryngē here or carye any wheate, corne or any other marchaundises or vitayle in any hable porte, or cryke or other places of this said realme, that the mayre, baylifes, portreues, customers, cōptrollers, & serchetours, and other officers therof the sayde porte, hauen, or cryke, or other places, and euery of them, shal haue full auctorite and power to arreste and seaſe all shyppes barges & other vesselles charged & fraited with wheate, corne, or any other marchaūdises or vitaille, to be brought into this realme, of any countrey out of this realme to sel, and to take sufficient suerty of all the said marchauntes alyens & straungers for the said wheate corne or other marchaundises & vitayle so brought by the saide marchaūtes alyens & straungers, commyng and repayryng to the said portes, hables, and crykes, and other places of this said realme. And that the money which shalbe take or receyued for the said wheate corne & other marchaundises or vitayl, shalbe employed vpon the marchaundises and commodities of this realme with

Golde.

Syluer.

out fraude subtilitie or male engyne. And if any golde or syluer in coyne, plate, or masse, by marchaūtes alyens straūgers or denysyns be caryed out of this realme, take or receyued for wheate corne or any other marchaūdises

or vitayl,

or vitayl, to be brought into this realme of any other countrey out of this realme, contrarie to this ordinauns afore recited, that it shalbe lawfull to euery p̄son to pursue an action of Det against al such customers, cōptrollers, and sercheours, and euery of them, in whose knowlege and defaute against their office any such golde or siluer in coyne, plate, or masse, is had & caryed out of this realme, to be pursued in such cōtties where such whete, coyne, or any other marchaūdise or vitayl is brought & put to sale, & in the said action shall make his demaunde of a summe amountyng to the value of the said whete, coyne, marchaundise, or vitayle. And that the parties or partie, which is so sued, & first appereth shalbe put to answere in the saide action, & shal not wage his lawe in the said action, nor essoyn, nor protectiō shalbe in the same action for him or for any of them allowed. Prouided alwaies that this ordinauns shal begyn and shalbe in his force in the .xv. of Ester next ensuyng, & shall endure tyll the next parlyament. And that proclamacion therof be made before the said .xv. in all parties of this realme where any whete, coyne, or other marchādises or vitail be or shalbe brought into this realme, from any cuntrey out of this realme. Plate. Customers.

¶ Item where as at the greuous cōpleint of the commens of the counties of Herford, Glouceſter, and Whrop shyre, which be adioynyng to the marches of Wales, and of the comens of the counties of Somerset, Bristowe, and Chestre, at the parliament holden at Westmynster the .xx. yere of the reigne of our said soueraigne lorde the kyng that now is, it was ordeined by auctorytie of the said parliament, that if any people of the said counties their goodes & catals were wrongfully taken in any of the saide counties by any men of Wales, and out of the saide counties into Wales or into the marches of Wales conueyed, caryed, or brought, or retayned, that suche takyng or takynges, receytes abettementes or withholdyng of suche offences aforsaid, shalbe iudged hye treason, & who so euer therof shalbe attaynted shalbe taken and iudged as traytours to our soueraigne lorde the kynge. And that the Justices of peace in their sessions in the saide counties shall haue power to enquyre, and there to determyne of al such offendours, their abbettours & receyuours, & to make proces against the persons so endited by .ij. Capias & an exigent, euery Capias conteignynge the space of two monethes betwyxe the date therof & the returne of the same. And that mencion shalbe made in the said writtes of Capias, that the sheriffes of ỹ cōties for the tyme beynge shall make proclamacyon in their counties, that they so endyted shall appere before the saide Justices in their sessyons, to answere to the maters conteined in the said enditemētes. Prouided alwaies that the lordes marches, of whom suche offendours their abbettours and receyuours shall hold their landes and tenementes, shall haue the forfayture ther of, and also the forfaitture of their goodes and catals found within their seignouries, after that that they shalbe attaynted of suche offences, whiche ordinauns shuld endure but for .vi. yeres than next ensuynge. Our said soueraigne lorde the kyng, at the requeste of the commens of the said counties, by the aduise & assent aforsaid, wyll that the said ordinauns Ca. iiii Wales. Treason.

made

made in the said parliament holden at westmynster the said .xx. yere of his said reigne, for suche wrongfull takyng, shal endure for .vi. yeres, and shal take effecte and be in his force tyl the nexte parliament, and than to expire.

Cap. v. Fayres & markettes

Item consyderynge the abhominable iniuries and offences done to almyghty god, and to his sayntes alwayes ayders and singuler assysters in our necessitie, by the occasion of fayres and markettes vpon their hyghe & principall feastes, as in the feast of the Assencyon of our lorde, in the daye of Corpus Christi, in the day of whitsonday, in Trinite sonday, with other sondayes, and also in the hye feaste of the Assumption of our blessed lady, the day of all Saintes, and on Good fryday, accustomably and miserably holden and vsed in the realme of England. In the which principall & festiual daies for great erthly couetise the people is more willyngly vexed and in bodely labour troubled, than in other feryall daies, as in fastenyng and makyng their boothes and stalles, bearyng and caryeng liftyng & settyng their marchaundise outwarde & homeward, as though they had nothyng in memorie the horrible defyling of their soules in byeng and sellyng with many disceitfull lyes and fals periurye, with dronkenes and stryfes, also specially withdrawyng themselfe & their seruauntes from diuine seruice. Our said soueraigne lord the kyng, by the aduyse and assent of the lordes spirituall and temporall, & the commens of his realme of England, beyng in the saide parliament, and by auctoritie of the same parliament, hath ordeined, that al maner of fayres and markettes in the said principal feastes and sondayes and good fryday, shall clerely ceas from all shewyng of any goodes or marchaundises (neccessarie victayll onely excepte) vpon paine of forfaiture of al the goodes aforsaid so shewed, to the lord of the fraunchise or libertie where suche goodes, contrarie to this ordynauns, be or shalbe shewed, the .iiij. sondayes in harueste except. Neuertheles of his spetial grace, by auctoritie aforesaid graunteth to them power, which of olde time had no dayes to holde their fayre & market, but alonly vpon the festyual dayes aforesaid, to holde by the same auctorite and strengthe of his old graunt, within .iij. daies next byfore the saide feastes, or next after, proclamation first made to the symple commen people, vpon which day the aforesaid fayres shalbe holde, alwayes to be certified without any fyne or fee to be take to the kynges vse. And they which of old time haue by special commission sufficient daies byfore the feastes aforesaid, or after fui nōbre of his daies, shall in lyke maner as is aforesaide, holde his fayres and markettes. The saide festiuall dayes and sondayes and good fridaye excepte. Prouided alwayes that this present ordinauns shal begyn to take effecte at the feast of sainct Michel next commyng and not before, and shall endure tyll the nexte parliament, and so forthe except in the said parliament a reasonable cause be alleged, shewed, and proued, for the which it shal seme not expedient that the forsaid ordynauns so shall endure.

Cap. vi Prieſtes.

Item for asmuch as in diuers parties of the realme of Englande many prieſtes, aswel seculer as religious, were greuously and wrongfully vexed and troubled by diuers endytementes of felony, to their great domage, a-

gaynſt

agaynſt faith and conſcience, for the ſingulier lucre of other perſons & not for the kynges profit. Our ſaid ſoueraigne lorde the king, conſideryng the premiſſes, & for that that the clergye beyng in the laſt conuocacion graunted to our ſaid ſoueraigne lorde the kyng a ſubſidie, to be taken and leuied of all ſeculer preeſtes ſtipendarie & chaunterie preeſtes within the realme of Englande, that is to ſay, of euery preeſte. vi.s. and. viij.d. by the aduyſe and aſſent and auctorytie aforeſaide, hath pardoned & acquyted al & euery preeſte aſwell religious as ſeculer, of all felonyes of rape done byfore the firſt day of Juny, the. xxvii. yere of the reigne of our ſaid ſoueraigne lorde the kyng. And alſo hath pardoned and releaſed by the ſame auctorytie to al & euery preſte ſeculer ſtipendarie & annuall, al the ſame that the to the ſaid our ſoueraigne lord the kynge pteyneth or belongeth by way of forfaiture of euery of them byfore the ſaide firſt daye of the moneth of Juny, bycauſe of takynge exceſſiue wages contrarie to the ſtatutes therof made, and that euery of thē may haue ſufficient wrytte therupon for their diſcharge with out ſuyng any chartre.

Here begynneth the ſtatute made at Weſtmynſter the. xxviii. yere of kyng Henry the vi.

TO the honour of god and of holy churche and for the comen weale & profit of all the realme of England. Our ſoueraigne lorde kynge Henry the. vi. after the conqueſte, by the aduyſe and aſſent of the lordes ſpirituall and temporall, and at the ſpecial inſtaunce & requeſte of the cōmens in the parliament aſſembled of our ſoueraigne lord the kyng that nowis, holden at weſtmynſter the. vi. day of Nouembre, the. xxviij. yere of his reigne, by auctorytie of the ſame parliament, hath ordeyned and ſtabliſhed certeyn ordinauns & ſtatutes in maner as folowth.

Cap. i.

Firſt where as at his parliament holden at weſtmynſter the. xxvii. yere of his reigne, bycauſe of a certein ordinauns had proclaymed publyſhed and ſtraytly kept in the parties of Brabande, Holland, and Zeeland, that no maner of wollen clothes made in this realme ſhuld not come in the ſaid parties, there to be ſold in any wyſe, vpō paine of forfaiture of the ſame clothes, wherfore our ſaid ſoueraigne lorde the kynge, bycauſe that it was expreſſely agaynſt the trewce and appointemēt made and taken betwixt his realmes, landes, and ſubiectes of the one partie, and the landes whiche the duke of Burgoyne holdeth and occupieth of the other partie, many tymes byfore this tyme made his letters of requeſte to be written, & ſent his meſſage for due reformacion to be had in this behalfe, wherof no due remedy is yet had, to the intollerable domage of all the cōmens of this realme, bycauſe that many clothmakers, that is to ſay, men, weuers, fullers, & dyers, and women websters, carders, and ſpynners, and other byers & ſellers of the ſame, ſuche which knowe none other occupacion of verey neceſſitie be conſtreyned for their lyuyng to do theſe occupacions, and ſome of the lyuelyhode, which prouoketh them to ſynne and iuſtifyeth, and vpon this cōſideracion

wollen clothes.

Clothemakers.

ration in the said parliament the saide .vii. yere it was ordeined, that onles due contynuel reformacion were made in the said parties of Brabant, Holland, and Seeland, of the saide ordinaunce, betwyxt this tyme and the feast of sainct Michel than nexte ensuyng, so that all maner of wollen clothes made in this realme may come and be accepted in the same parties of Brabant, Holland, & Seeland, there to be uttered and sold as spedely as any other marchaundyses. That than for defaute of suche reformacion in this behalfe, no maner of marchaundises nor goodes of the growyng nor workmanshyp of the landes & parties, which the said duke holdeth & occupieth, shuld not come in the said realme after the said feaste, upon peyne of forfaiture of the same marchaundise, that is to saye, the one halfe therof to the king & the other halfe to him which first shall seaze the said marchaundises, in whose handes so euer that they shalbe founde, and that therupon open proclamation shalbe made betwyxte this time & the .xv. daye of July than nexte ensuyng, within the citie of London, and other places necessarie and conuenient to the same. And if any suyte be commenced after this time because of any such seisure, in which any yssue concernyng this ordinaunce shalbe taken, that the said yssue shalbe tried in the counties where the sayd seisure shalbe had, & in none other place, which ordinaūce shuld haue endured tyll the next parliament. And for asmuch as by the commons & cōmencement of this present parliament, the said ordinaūce shalbe fully expyred & determined, no due reformacio on the behalfe of the said duke of Bourgoyne of the premisses yet had, Our said soueraigne lorde the king, consyderyng the premisses, by the adyse assent and auctorite aforesaid, hath ordeined and stablyshed, that open proclamation shalbe made in the cytie of London and other places necessarie and conuenient for the same, betwyxte this and the feast of sainct Peter called ad vincula next cōming, that onles due continuell reformacion be made and had in the saide parties of Brabant, Holland, and Seeland, betwyxte that and the feast of sainct Michel than next ensuyng, so that all maner of wollen clothes made in this realme of England, may come & be accepted in the same parties of Brabant, Holland, & Seeland, there to be uttered & solde, as spedely as any other marchaundises, that than for defaute of suche reformacion in this behalfe, no maner of marchaūdises nor goodes of the growyng nor workmanshyp of the lādes & parties, whiche the said duke holdeth and occupieth, shal come into this realme after the said feast of sainct Michel, upon peine of forfaiture of the marchaundises, that is to say, the one halfe therof to the kynge, and the other halfe to him which first shal seaze the said marchaundises, in whose handes so euer they shalbe found. And if any suyte be cōmenced here after because of any such seasure, in which any yssue concernyng this ordinaūce shalbe taken, that the said yssue shalbe tried in the countie where the said seasure is had, and in none other place. And that this ordinaunce shal endure for .vii. yeres, if due reformacion be not made within this tyme.

Marchaūdises.

Cap. ii. Hostelers.

Item where as diuers hostelers brewers and other vitayliers, kepynge hosteries & other houses of retaylynge of vitayles in diuers places in this realme,

realme, haue purchased the kynges letters patentes, some to the for terme of lyfe, and some to them and to;other iointly for terme of their lifes, to take horses and cartes for the cariage of the kynge & the queene, more for theyr subtyll and singuler lucre and profite than for any faithfull seruice of the kyng or of the queene, by colour of which letters patentes they dayly take horses & cartes where that no nede is, & bryngyng them to their hostelries and other places of theyr affinitie, and there kepe them secretly, sometyme tyll they haue dispended. xx. d. or xl. d. of theyr stuffe, & sometyme more and than make the owners of the saide horses & cartes to pay for the same, before that they can get delyuerauns of their horses and cartes, & some tyll they haue made a fyne with them for such horses and cartes at theyr wyl. And of some of the kinges people they take fynes to shewe fauour, & not to take theyr horses nor cartes, so that diuers persons of the kynges people in this noble realme be greatly endomaged by the saide takers, aswell for the non payment of the hyer of the said horses and cartes, as for the great charge that they haue for their meate & fines made for theyr delyuerauns after that they be so taken. Our said soueraine lord the king, by the aduise and assent aforesaid, hath ordeined and stablisshed, that all such letters patentes graunted to any person or psons, holding any hostries brewhouses or house of retaylynge of vitayll shalbe voyd and of no value nor effecte, & if any suche graunt be made to any such person or persons from hensforth that all suche patentes so graunted shalbe voyde & of no effecte. And that no person nor persons shal take horse nor cart in any place within this realme, but by the delyueraūce of the mayre, sheryffe, bayliffes, or constable, where such takyng shalbe had. And if any such person or persons take any horse or cart of any person or persons, without gree made to the owner for the same, and by the delyuerans of the mayre, sheryffe, bayliffe, or constable, where suche takynges shalbe had, that than he or they, from whome suche horse or cart is taken, and he or they of whom suche fynes or paymētes be taken, as is afore rehersed, shal haue an action of Trespas at the cōmen lawe for such takynges. And that he or they that fele hym selfe greued in such action shall recouer treble domages against hym or them, which so take any horse or cart fynes or paymentes contrarie to this ordinaunce. Sauyng always to the kyng his prerogatife and his preeminence of and in the premisses.

Takers of horses and cartes.

Letters patentes.

¶ Item by aduise, assent, & auctoritie aforesaid it is ordeined and graunted, that the sheryffes and vndersheriffes clerkes and euery of them, which were for the yere last passed, shalbe quyte and discharged against our said soueraigne lorde the kyng and al his liege people, of the penalties and forfaytures of. CC. li. whiche they or any of them myght fall in or incurre by force of the statute made the. xrtij. yere of our sayde soueraygne lorde the kyng, as for the occupacion or exercise of the office of sheriffe longer than by a yere, from the day nexte after the day of all soules, in the. xrbii. yere of the reigne of our said soueraigne lorde the kynge that now is, tyll the feast of the Purificatiō of our Lady than ensuyng, in the. xrbiij. yere of our said

Cap. iii

Sheryffes

soueraigne

soueraigne lorde. Prouided always that by this present ordinaunce they nor none of thē shalbe excused or discharged of any other offence or thynge done by them or any of them in their said offices. Prouided also that none shalbe amercied for any suyte commēced by him against any person to recouer the said penaltie, for the longer occupyng than by the yere, from the day after the saide day of all soules, tyll the saide feast of the Purification of our lady.

Ca. iiii ¶ Item where as diuers misruled persons of the counties and seignouries royalles in wales, and of the duchie of Lancaster, in the saide parties dayly take and vse to take diuers persons places & catals in the said cōtties, duchie, and seignouries, by the name & vnder colour of distres, where they haue no maner of fee seignourie nor cause to take suche distresse, but fayne some actions and querels to greue and destroye the faithfull people of the saide counties, duchie, and seignouries, agaynst lawe, reason, & conscience, and the aforesaide persons, goodes, and catals so taken, bring and cary out of the counties, duchie, & seignouries aforesaid, where thei be taken, to diuers other places in Englande & wales. And many times for takyng of suche distresses, & in resistence of them, great assembles of people ryotes, mayhems, and murders be made & had, and if it be not hastely remedied other inconueniences be like therof to pursue, of whiche takynges bryngynges, and caryenges in this behalfe no punishment is, wherfore the people of the said parties dayly haboūde and increas in yuel gouernaūs: Our said soueraigne lorde the kynge, willyng to remedy the premisses, by aduise, assent, and auctorite aforesaid hath ordeined & stablisshed, that if any person take any goodes, catals, or person in any of the saide counties, duchie, or seignourie, and them bring or carye to any places out of any of the sayde counties, duchye, or seignouries, in whiche they be taken, to any other places, that all maner of suche takynges, bringynges, or caryenges, shalbe had & iudged felonye. And if any person therof be duely atteinted in any maner, that he shal haue execution as a felon shuld haue. And that no maner of pson in the said cōtties, duchie, or seignouries, nor in none other places in wales, arrested, accused, or endited of felony in any maner shalbe admitted to disclaime out of the said countie, duchie, or seignourie, where he is so endited, accused, or arrested. Prouided always that no pson shalbe endomaged nor greued by this ordinaunce, for taking within his fee, or for any maner of cause wherfore distresse or takyng is lawfull by the commen lawe of England, this ordinaunce to endure for .v. yeres.

Distresse.

Felonye.

Cap. v. ¶ Item where as dyuers waterbaylyffes, sertheours, cōptrollours of serche, and other their deputies & seruaūtes within the portes of this realme, and specially within the portes of Fowey, Plymmouth, Dertmouth, and Pole, by colour of theyr offices dayly do wrongfully take by constreynt of distresses & arrestes vpon the shyppes, barges, balengars, & other vessels, goodes, and marchaundises of the kinges lyege marchauntes of this said realme, and among all other vpon the kinges lyege marchauntes of Gascoyne, Guyen, Irelande, Gerneseye, and Garneseye, in theyr commyng and goyng

waterbaylyffes.

Serchesours.

goyng in the saide portes, great charges and impositions, that is to saye, for euery peece of tresshoth .iii. d. for euery hundred of tannes .vi. d. for the weyght of euery tonne of yron .vi. s. and for euery tonne of stone, and lykewise of all other goodes and marchaundises of the said lyege people and other marchaunts of the kynges amytie, and by such wrongfull distresses, arestes, charges, and impositions they do dissuade the same marchaunts from to come into this saide realme, and to passe, agaynst all lawe and reasonable among all customes & subsidies due to the saide souereigne lorde the kynge, to the great prejudice of our said soueraigne lorde the kynge in losse of his customes and subsidies, and to the great domage of the said marchaunts and their successours, unles due remedye therof be had in the same. By aduise, assent, and auctoritie aforesaid it is ordeined and stablyshed, that the said marchaunts, their successours and euery of them, of all such iniuries, distresses, arestes, charges and impositions aforesaid, to be made to the or any of them, aswel by such waterbayliffes, serchours, & comptrollours of the serche, as by collectours of the saide customes & subsidies comptrollours of the same, surueyours of the customes, subsidies, and of set the packers, or any other offices their deputies or seruantes by their commaundement or any of them hereafter made haue therupon a generall wryt of Trespas against suche offendours and euery of theim, after the fourme of the lawe, and to recouer against them and euery of them therof so conuicted xl. li. And that the said marchantes, their successours & euery of them so greued (as before is said) maye pursue the said wryt of Trespas against the said offendours & euery of them of such iniuries, distresses, arestes, charges and impositions so to be made, as afore is said, within two monethes nexte after such iniuries, distresses, arestes, charges, and impositions to be made by them or any of them, as afore is saide. And in case that the sayde marchantes, their successours or any of them do not pursue the saide wryt of Trespas of suche iniuries, distresses, arestes, charges, and impositions aforesaid, against the said offendours, nor none of them within the said two monethes; that than it shalbe lawfull to euery other person of the kynges lyege people to pursue the said wryt of Trespas of such iniuries, distresses arestes, charges and impositions to be made as is aforesaid, against al such offendours and euery of them after the fourme of the law, & to recouer against them & euery of them therof so conuicte. xl. li. the kynge to haue the one halfe, and he or they which wyll pursue, the other halfe.

Cap. i. Marchantes. Customers.

Cap. ii.

Here begynneth the statute made at westmynster the xxv. yere of kyng Henry the. vi.

OUr souerayngne lorde the kynge Henry the. vi. after the conqueste, at his parliament holden at westmynster in the feast of sainct Leonard, the. xxix. yere of his reigne, by the aduise and assent of the lordes spirituall and temporall, & at the requeste of the comens in the same parliament assembled, and by the auctorite of the same hath ordeined & stablysshed diuers

ners ordinaunces and statutes in the fourme whiche foloweth.

Cap.i. Jacke Cade,

¶ First where as the false traytour John Cade vsurpyng hym selfe John Mortymer late named capteine of Kent the .viii. daye of July the .xxix. yere of the reigne of our saide soueraigne lorde the kynge at Southwerke in the countie of Surrey, and the .ix. day of July the aforesaide yere of the reigne of our said soueraigne lorde the kyng at Dertford & Rouchester in the countie of Kent, also at the towne of Rouchester aforesaid, & elswhere, the .x. and .xi. daie of July than nexte ensuyng within the realme of Englād falsly & traitorously pursuyed the kynges derke destruction & subuersion of this realme, in gatherying and leuying great nombre of the kynges people, and them ettrying to make insurrection against the kynge falsly and traitorously in the places aforesaid, at the tyme before recyted, against the kynges royaltie, corone, and his dignitie, and there and than made and leuyed warre falsly and traitorously against the kyng & his hyghnes. And though he be deed and mischeued, yet by the lawe of the lande not punysshed. Our saide soueraigne lorde the kynge consyderinge the premisses, to put such traitours in feare in tyme comynyng, and for sauyng of hym selfe & of his realme, by aduise of the lordes spirituall & temporall in the said parliament assembled, and at the requeste of his cōmens, hath ordeined by the auctorite of the said parliamēt, that he shalbe of these treasons attrinted, and that by the same auctoritie he shall forfait to the kyng all his goodes, landes, and tenementes, rentes, & possessions, whiche he had the saide .viii. day of July, or after, and his blood corrupte and disabled for euer, and to be called a fals traytour within the said realme for euer.

Cap.ii. Trewce, Sauf conductes.

¶ Item it is ordeined & stablysshed, that the statute made the .xxvi. yere of the said late victorious & noble kyng Henry, father to our soueraigne lord the kyng that nowis, of the breakers of trewce & saufconduytes vpon the mayn sea & other places, shalbe in his force & effectuel. Joyning to ꝑ same, that the chaūceler of Englād for the tyme being, callyng to him one of the chefe Justices of the one benche or of ꝑ other, shal haue like power as the cōseruatours & other cōmissioners in ꝑ same statute specified haue, sauing where it is cōteined in the same statute, that if he or they, vpon whom compleintes shalbe made, do not appere at a certein time, as is there cōteined, that thā a Capias & exigend shalbe awarded against him or thē, vpō whō such cōpleint is made, aswel to the sheriffe of the countie, of the which they be supposed to be, as to the sheriffe of the said countie, where the said compleint shalbe made: it is ordeined in this present parliament, that he shall awarde a writ of Capias to the sheriffe of euery of the said counties, commaundynge hym vpon peyne of a .C.li. to make open proclamacion in the .v. counties continually, that the partie or parties, vpon whom he hath cōpleyned shal appere at a certein day conteined in the same writ, before the saide chaunceler, if the compleint of the premysses be made before hym after the fourme conteined in the saide statute. And if they appere not at the same daye, that than they shalbe atteinted and conuicte to the partie so cōpleynyng of the offences in the said compleint specified. And that the saide

Sheriffe.

partie

partie complеynaunt shalbe preferred to haue executiō before any sealyn had for the kinge in this behalfe, notwithstandynge that they so making defaute be attainted of treason. And it is ordeyned, that no persone which appereth vpon any suche cōplaynt or writ to be awarded, shal incurre the peyne againste our soueraigne lorde the kinge of treason conteyned in the sayd statute. Prouided also if any persone, agaynst whom such writ or proclamacion shalbe awarded, be out of this realme by feate of marchaūdise or in the kinges seruice by his cōmaūdemēt, at the time of the fyrst proclamacion made vpon such writtes, that then the same person, shal not be endomaged by this acte, so that he appeare personally before the kyng in his chaūcerie within a moneth next after his comming into this realme, to answere to such complaynte. Prouided also that no owner vitailer nor setter forth of any shippe or vessel, which shal not be party to any such offence, nor procurour, cōsailour, nor abbettour to the doing therof, nor knowing nor willingly receiuing nor takinge anye parte of the goodes so robbed or spoyled vpon the sea, shalbe endomaged by this acte. And that this ordinaūce shall begin and shalbe in his force the fyrst daye of this present parlyament and not before, & shal endure by .v. yeres next ensuinge. And that no charter of pardon hereafter to be graūted shalbe allowable to any person or persons for any offences done contrary to the sayd statute.

Item where as great inconueniences and domages haue come now of late in the city of Yorke, & more in time to come be like to happen, yf prouision therof de not had: for that that diuers & certeine persons, citesins of the sayd citie, haue purchased and gotten of our soueraigne lord the kynge seuerall letters patentes, therby to be exempted of the offices and occupanons of mayralte, sherike, chamberlaine, collectour of disnes, and quinsimes, and cytesin of the sayd city to come to the parliamentes of oure soueraigne lord the kinge and his heires within the sayd city: Our saide soueraigne lorde the kinge, consideringe the premisses, by aduise and assente aforesayde hathe ordeyned and stablished, that all suche letters patentes graunted or to be graunted to any person or persons, nowe citisines of the sayd citie, or whiche in time comminge shalbe made, or shall be void and of none effecte. And moreouer that if any citesin of the sayd city nowe beynge or which in time cōming shalbe, do purchase, admit, take or get anye suche letters patentes, therby to be exempt of anye of the offices or occupations aforesayd within the same city shall forfayt .xl. li. the one halfe to oure soueraigne lorde the kinge, and the other halfe to the mayre and citesins of the said citie and theyr successours. And that the mayre for the time being and his successours may and might haue & mainteine an action of dette to demaund the sayde .xl. li. against euery of the sayd person or persons, purchasinge admittinge, taking or getting such letters patentes of exemptiō, the one halfe of the sayd .xl. li. so recouered, to be to the vse of our sayd soueraigne lord the kinge and his heyres, & the other halfe of the sayde .xl. li. to be to the vse of the mayre of the sayd city for the time beinge, and of the citesins of the same city and theyr successours. And that in suche actions of

Capit. iii.

Yorke.

Letters patentes.

dette hereafter to be purſued, the parties defendauntes in no wiſe ſhall be admitted to theyr lawe.

Here begynneth the Statutes made at Reding the .xxxi. yere of kyng Henry the .vi.

AT the parliament holde at Reding, the .vi. day of Marche, the .xxxi. yere of ỳ reygne of our ſoueraigne lord kyng Henry the .vi. after the conqueſte, the ſame our ſouereigne lord the king, by the aduiſe and aſſent of the lordes ſpiritual & temporal, and the comens being in the ſayde parlyament, and by auctorite of the ſame parlyament, hath made ordeined and ſtabliſſhed diuers ordinaunces and ſtatutes in the maner and fourme folowinge.

Capi. i. CFirſte where as the moſt abhominable tiran, horrible, odious, and errant fals traytour John Cade, callynge and naminge him ſelfe ſometime

John Cade, Mortymer, ſomtime capitayne of Kent, which name, fame, actes, & feates be to remoued out of the ſpeche and minde of euery faythfull chriſten man perpetually: falſly and traytorouſly purpoſing and ymageninge the perpetuall deſtruction of the kinges ſayde perſon, and fynall ſubuerſion of this realme, taking vpon him royall power, and gatheringe to him the kynges people in great nombre by fals ſubtil imagined langage, and ſedicioullye made a ſtirring, rebellion, and inſurrection vnder colour of Juſtice forreformacion of the lawes of the ſayd kinge, robbing, ſteinge, and ſpoylynge great part of his faythfull people: Our ſayde ſoueraigne lorde the kinge conſideringe the premiſſes, with manye other whiche were more odious to remembre, by aduiſe and aſſent of the lordes aforſayde, & at the requeſte of the ſaid cõmens, and by auctority aforſayde, hath ordeyned and ſtabliſſhed, that the ſayd John Cade ſhalbe reputed, had, named: and declared a fals traytour to our ſoueraigne lorde the king, and that all his tiranny, actes, feates, and fals opinions ſhalbe boyded, abated, adnulled, deſtroyed, & put out of remembraunce for euer. And that all enditementes, and all thinges depending therof, had and made vnder the power of tiranny, ſhal likewiſe boyde, adnulled, abated, repealed and holden for none. And that the bloud of none of them be therof defiled nor corrupted, but by the auctorite of the ſaid parliament clerely declared for euer. And that all enditemẽtes in time comming, in like caſe vnder power of tyranny, rebellion, and ſtirring had, ſhalbe of no recorde nor effect, but voide in lawe. And all the petycyons deliuered to the ſayde kinge in his laſte parliamente holden at Weſtmynſter the .vi. day of Nouembre, the .xxix. yere of his reygne, againſt his minde by him not agreed, ſhalbe taken and putte in oblition oute of remembraunce vndone, voided, adnulled, and deſtroyed for euer, as a thynge purpoſed agaynſt god and conſcience, and agaynſt his royal eſtate and preeminence, and alſo diſhonorable and vnreaſonable.

Ca. ii. ☞Item for aſmuche as the kinge our ſouerayngne lord before this tyme, vpon certeyne ſuggeſtions & complaintes made aſwell to him as to the lor-

des

des of his counsell, vpon diuers persons of this his realme, for great riots extorcions, oppressions, and grieuous offences by theym done agaynste his peace and lawes, to diuers of his liege people, hath giuen in commaundement, aswel by his writtes vnder his great seale, as by his letters of priuy seale, to appeare before hym in his chauncerye, or before him & his counsell at certein dayes in the same writtes or letters conteyned, to answere to the premisses: which commaundementes he and manye times haue bene disobeied, in contempt of the kinge our sayd soueraigne lorde, and to the great hinderaunce, domage, and delaye of his sayd complaynauntes in thys behalfe: Our saide soueraigne lorde the kinge, considerynge the premysses by the auctoritie aforsayde hathe ordeyned, enacted, and stablished, that if any such writte or letters of priuey seale hereafter directed to any persone to appere before him or his councell (as afore is sayde) there to answere to any of the premisses, and then the same persone refuse to receiue suche writ or letters, or the despise, or absent or withdrawe him selfe for this cause and come not, and kepe the daye of appearaunce giuen to him by the sayde writ or letters of priuey seale, and that duely certified and knowen to hys counsell, that then the Chauncelor of Englande, for the time beinge, shall haue power by the sayd auctoritie, to cause a writ or writtes of proclamacion to be directed to the sheriffe of the county, where the person so refusing to receiue such writ or letters: or the despising, or absenting or withdrawing him for this cause, is dwelling or conuersaunt, or into the county next adioining, & to the sheriffes of London for the time beynge, giuinge to the sayde sheriffes seuerally in comaundement by him selfe, that they vpon peyne of forfaiture of. C C. li. shall make open proclamacion in the shiretowne of the same countie, and in the sayd citee, by .iii. seuerall dayes immediatlye after that the sayd writ or writtes shalbe to them delyuered, that suche person, to whom such writte or letters of priuey seale shall be directed, as afore is rehersed, shal appere before the kinges counsell, or before the chauncelour of England for the time beinge, within a moneth next after the sayd last day of proclamacion. And shal returne the said writ or writtes of proclamacion before the king in his chaūcerie within .vii. dayes after the sayde third daye of proclamacion, vppon the said peine of. C C. li. And if he make defaute, & do not appere within the sayd moneth, the sayde writ or writtes duely proclamed in the sayde shyretowne and citye, and the kinges counsell truelye certified of the sayde proclamacion in suche fourme executed: that than if suche persone be of the state of a lorde, as a duke, marques, erle, vicount or baron, he shal lose & forfayt all offices, fees, annuities, & other possessions that he or any man to his vse hath of the gift or graunte of the kinge or of any of his progenitours made to him or any of his auncesters. And that than the sayd chaunceler for the time beinge, shall do to be made an other writ or writtes, of proclamacion, to be directed to the sayde sheriffes of the sayd counties and citie for the time beinge, to make open proclamacion and returne of the same writte or writtes vppon the same peyne as afore is specified and ordeyned vppon the sayde fyrste writte of proclamacyon.

Disobedience

Priuy seale

Chauncellour of Englande.

Shirifs.

And if he make defaute, and do not appeare at the daye to him lymited, by the said laste writte or writtes of proclamacyon, that then he shall lose and forfait his estate and name of lorde, and his place in the parliament. Prouided that the saide forfaiture of offices, fees, annuities, and other possessions, and also of the sayd estate and name of lorde & place, shall extend but alonly for terme of life of him or of them, whiche by the auctorite of this acte shal forfait the saide offices, fees, annuities, possessions, state, name, & place or any of them in the fourme aforesayde. And if any lorde of the sayde estates of a duke, marques, erle, vycount, or baron, hauinge nothing of the kinges graunt nor of his progenitours, do disobey (as afore) after the sayd proclamacion, in maner and fourme aforesayde made returned & certifyed: than he shall forfaite for terme of his lyfe to the kinge his name and estate of lorde and place in the parlyament, and also all the landes and tenementes which he hath or any other to his vse hath. And that euery other person vnder the state of a lorde, hauinge liuelode, or to whose vse anye other person or persons, haue any liuelode, if he appere not within the moneth after the proclamacion made by vertue of the fyrste writte or writtes, he shall make a fine after the discrescion of the .ii. chyefe iustices of his benche and of hys comen benche for the time beynge. And that euery other person, hauing no lyuelode, nor none other persone to his vse, so making defaute, shal be put out of the kynges protectyon. Prouyded alwayes that yf anye of the kynges lyege people, named in the sayde wrytes or letters, be not within this his realme at the tyme of any of the sayd wrytes delyuered and returned, nor absent hym within the saide realme, and also if the persone or persons against whom such writtes of proclamacion hereafter shall be awarded be so greuously vexed or troubled by infirmitie or sickenes, or otherwise such persons be imprisoned without fraude or male engine, or that they be so feble for age, that they may not laboure in theyr proper persons, so that suche dwellinge out of the realme, feblenes or sickenes, imprisonment, and debilitie of age be sufficientlye and duely proued by iuste & indifferent examinacion before the lordes of the kinges councell, they shall not be indemaged by this acte. Prouided also that no mater determinable by the lawe of this realme, shall be by the sayde acte determined in other fourme than after the course of the same lawe in the kinges courtes hauing determynacion of the same lawe. This acte to begin and take effecte the fyrste daye of Maye, the .xxxi. yere of the reigne of the saide king, of al disobeysaunces to be made after the same first daye, and of no disobeysaunce before this daye made, and to endure for terme of .vii. yeres. And that this present acte shall be proclaymed by the sheriffe of euery county of this lande in euerye market towne within the same county, before the feast of the natiuity of saint John baptiste in the sayd .xxxii. yere.

Capi. iii. Item forasmuch as the wardeins of the marches adioyninge to Scotland, called the eastmarche and the Westmarche, haue vsed by theyr minysters to make attachementes, and to attache men by their bodies in ỳ counties of Northumberland, Cumberland, & Westmerland, and in the towne

Attach. ment.

of

of Newcastel vpon Tine, and in none other places, to aunswere to endyte- Wardeyn
mentes taken in ỹ courtes called warden courtes of the saide marches, for courtes
of tẽptes supposed to be done against the vertue of the trewce within ỹ said
counties and towne: And nowe of late the ministers & officers of the sayde
courtes, sometime for theyr singuler lucre, and sometime for malice that they
haue borne to certein persons, haue attached and taken vpõ them dayly to
attache diuers persons, well gouerned by their bodies, aswel in the county
of Yorke as in other places out of any of the said coũties of Northumber-
lande, Cumberland, or Westmerlãd, or the towne of Newcastel: Our sayd
souereigne lorde the king, considering the premisses, by the auctority afore
said hath ordeined and stablished, that if anye minister of anye of the sayde
courtes attache any persone by his body or by his goodes, out of any of the
said countyes of Northumberland, Cumberland, and Westmerland, or the
towne of Newcastel, to answere in any of the said courtes, or by coloure or
cause of any maner or presentment taken or to be taken in any of the sayde
courtes, that it shalbe lawfull to euery persone, which shal happẽ so to be at
tached, to make resistence, and not to obeye any suche attachement. And if
any persone be indomaged or greued by any such attachemẽt, he shall haue
in this behalfe an action of Trespas, or false imprisonement agaynst them
which shal make or do to be made hereafter any suche attachement, and in
the same to recouer treble damages, if in anye of the action, the matter ple
ded passe or be iudged for the plaintife in the same. And the defendaunt to
haue two peres imprisonement, and moreouer to paye to the kinge a C.s.
And that the iustices of peace in theyr sessions of the peace, sheriffes in
theyr turnes, and also stewardes of leetes in theyr leetes, by them to be hol
den shal haue power to enquyre of all & euche attachementes made or to be
made out of any of the said counties of Westmerland, Cũberland or North-
humberland, or the towne of Newcastel. And therin and vppon the same
to do and procede as they may do and procede vpon presentementes taken
before thẽ in theyr sessions of peace, turnes or leetes, of trespas or of fraies
made against the kinges peace.

Item our souerayne lorde the kinge by auctority aforesayde hath ordey- Cap. iiii.
ned and stablished, that if any of his subiectes attempt or offende vpon the
sea or in any port within ỹ sayd realme vnder the kinges obeisaũs against Attachement.
any person or persõs straungers being vpon the sea or in any port aforsaid
by way of amitie lyege or trewce, or by force of the kinges saufconduite or
saufgarde in any wise, and specially in attachinge of anye suche straunge
person, robbing or spoiling of him his ship or anye other maner of goodes, Chauncellour
or against any other person of his liege people, the chaũcelour of England of England.
for the time beinge (as for the deliueraunce of any such persone so attached
to be had, & as to make restitucion to euerye suche person so robbed or spoy
led of ship or goodes or of the value therof) shal haue auctorite, callinge to
him any of the iustices of the one benche or of the other, vpon a bille or byl-
les of complaint to him made in this behalfe, to make suche proces oute of
the said chauncerie, aswel against al such offendours, to bringe theym into

the kinges chaunceric, there to answere to the parties so greued in this behalfe, as against any other persone or persons, to whose handes any suche person so attached ship or goodes shall come, as for the deliueraūce & restitucyon by them to be made of the same person ship & goodes, as shall seme to the same chaūcelour most expedient & necessarie. And vpon this proces so made out of the said chaunceric, the sayde chaunceler further to proceede in this mater, yf the case do so require, by aduise of any of the Iustyce to make the person and persons straungers so greued, to haue full deliueraūce and restitution of any suche person so attached, and of all suche shippes & goodes, & also of al theyr costes, expenses, and losses made and suffered by them in this behalfe, and therupon to make all maner of executiō out of the saide chaūcerie, in such fourme as shal seme to the said chaūceler most expedient and necessarie for such deliueraunce and restitution to be had, callinge to him anye suche iustice as before is saide, this acte to begin & take effect the first day of Maye, the xxxii. yere of the saide kinge.

Straunger.

Shippes

Restytucyon

Capi. v. Herthcoute Gaugeour.

ITem where as it was ordeyned by the statute made in the time of king Richard the second, that no escheour, gaugeour of wine, aulnegour, syndar, weiar, collector of customes and subsidies, or comptrollour shal haue estate in his office for terme of life or for terme of yeres, but that the sayde officers shal remaine vnder the gouernaunce of the treasorer of Englande for the time beinge. Also where it was ordeined by the statute made in the time of king Henry the. iiii. that the aulnage of clothes within this realme may be committed to lesse or in appryouement, after the aduise of the treasorer of England for the time beinge, as in ỳ said statutes more fully is declared, yet that notwithstanding diuers persons haue obteyned the kinges lettres patentes of the sayd offices and aulnage, some for terme of life, and some for terme of yeres, to ỳ great preiudice of the king and of his people, and against the said statutes: Our saide soueraigne lorde the kynge, consyderinge the premisses, hath ordeined by the auctority afforsayde, ỳ all letters patentes made of any of the said offices or aulnage, to any person agaynst the effect of the sayd statutes, shalbe voide and of no force. And that no letters patentes of any of the said offices or aulnage, shalbe made hereafter but by warrant of bil sealed by the treasorer of England for the time beinge, sent by him into the chaūcerie, as it hath bene accustomed before this time. And that all letters made or to be made hereafter of the sayd offices or aulnage by other warrant thā by bil of the treasorer, shal be voide and of no effecte: Prouided alwayes that this act shall not extende nor be preiudiciall nor hurtful to our soueraigne ladye the quene, the prince, the dnke of Bukkinghā, to the inheritours of Henry late dnke of Watwike, nor to the mayre and cominaltie of London, to the mayre bayliffes and cominaltie of the cytie of Winchester, as to anye graunt or grauntes, dymise or dimyses, of the aulnage, or any graunt or grauntes, of any sūme or sūmes, of money of the ferme of the aulnage to them graūted made or cōfirmed, nor to no cōptroller hauing any offices out of the kinges poztes, nor to Johñ Penrock esquyar, to Gylys Seyntlo esquiar, nor to anye of the kinges or queenes

aulnage.

Letters patentes.

The treasorer of England.

houshold

houshold seruauntes, of any graunt or grauntes of any office or offices to them made before this tyme, with the fees and wages of olde tyme due and accustomed.

¶ Item where as at the parliament holden at Westmynster the .xx. yere of the kinge that now is, it was ordeined by auctoritie of the same parliamēt, that no person of the kinges liege people, against whome any erigent shall be awarded or outlagarie pronounced at the kynges suite, or at the suite of the partie in time to come in the countie of Lancaster, shall forfayte any of his goodes or catals, landes or tenementes in any other countie, but alonly the goodes or catals, landes & tenementes, which the persons so outlawed or they against whom suche erigend shalbe awarded in the said countie of Lancaster, haue in the same countie. And by reason of any such outlagarie at the kynges suite, or at the suyte of anye other person pronounced within the sayde countie of Lancaster, he shall not be forbarred nor disabled of any maner of action, nor to clayme any maner of enheritaunce out of the same countie, nor disabled to pursue any maner of action out of the same countye, notwithstanding suche outlagarie against him pronounced, as in the saide statute more fully appereth: whiche statute is nowe expired, because it was ordeined to endure but for .vii. yeres than next ensuyng, which statute was profytable and necessarie to the kinges liege people. Oure saide soueraigne lorde the king, considering the premisses, by aduyse and assent of the lordes spirituall & temporall in the saide parliament assembled, & at the request of the said commēs, and by the auctoritie of ỹ same parliamēt, hath ordeyned and stablished, ỹ the said late statute shalbe in his force and vertue, takynge effect and force at the last day of March of the .xxi. yere of his reigne, & from that day to endure forever. Capi. vi. Outlagarie. Countie of Lancaster.

¶ Item where as in the parliament holden at Westmynster the .vi. daye of Nouembre, the .xxviii. yere of the reigne of our soueraigne lorde the kynge, in the acte of Resūpcion, among other thinges it was ordeyned and stablyshed, by the auctoritie of the same parliament, that it pleased him to take, resume, seale, and reteigne in his handes and possession all honoures, castels, seignioures, townes, villages, maners, landes, tenementes, rentes, reuercyons, wastes, frees, feefermes and seruices, with all their appurtenaunces in England, Wales, and in the marches of the same, Irland, Guynes, Caleys, and in the marches of the same, which the saide kyng had graunted by his letters patētes, or in any other maner sythens ỹ first day of his reygne: And that all maner of grauntes of rentes charges or annuyties made by him of the estate of inheritaūce for terme of life or for terme of yeres to any person or persons, to be taken of any of the premysses, or of his customes or subsidies or aulnage, or of the hamper, or to or in his receypt, or otherwise or in any other place or any of them, or of the profytes comynge of them or any of them, within his realme of England, Irland, or Wales, Guynes Caleys, and in the marches of the same, shall be voyde and of none effecte, as in the saide acte of resumpcyon more fully is declared. And for asmuche as doubte and ambiguytie is had, what fees, rewardes, wages, profites, & Capi. vii. Resumption.

other thinges, belonging and of olde time pertayning to these offices in the times of his noble progenitours, shall be resumed, retayned, in to the kynges handes or voide by vertue of the said act or not. For a certeine and full declaracion therof. Our souereigne lord the kinge at the request of his sayde comens, by the auctorite aforsaid, hath ordeined, that the saide acte & ordinaūce of resumpcion, shal not be prejudiciall to anye of his officers, of anye fees, wages, rewardes or profites due or pertayninge to suche officers as were the firste daye of his reigne or before, because of suche offices or occupacions. And that the saide fees, wages, rewardes, and profites, shall not be comprysed within the said act of Resumpcion at the time of the makinge of the same acte, nor after, nor within any other acte or ordinaūce made in his said parlyament: but that al suche wages fees, rewardes and profytes shalbe and remaine to al and euery such offices & occupacion, as ther were the firste daye of his reigne or before, any acte of resumpcion, statute ordynaunce or provision, or any other acte made to the contrarye, or any doubt or ambiguitie in the same conteyned notwithstanding.

Ca.iii. Poundynge.

Item where as in the said parliament comenced at Redinge, the .vi. day of Marche, the xxvi. yeare of the said kinge, and adiourned to westminster til the xiiii. day of Februery, a subsidie called poundage, was graunted to the said kinge, that is to say, of all maner of marchaundise of euerye marchaunt denisin and alyen, aswell of marchauntes of Hanse and Almayne, as of any other marchaunt alien, caried out of this realme, or brought into the same by way of marchaundise, of the value of euery .xx. s. xii. d. to haue to him at the third day of April next comming for the terme of his life natural, with a certeyne exception in the same graunt specifyed by force of which acte the kinges subiectes marchauntes denisins of this his realme, shall be chargeable to pay to the kinge .xii. d. of the value of .xx. s. of al theyr wollen clothes passinge out of the same, after the said .iii. day of April, which shall be to them very great importable charge, and impouerishement of a great parte of the poore people of this realme, and peraventure cause of restreint and impediment of vteraunce of al maner of wollen clothes made within the same: which shall cause by proces of time fewe clothes to be made in the said realme: and therupon great idlenes amonges his poore lyege people, and a meane of destruction of his nauy, and shall cause the wolles to be of lesse value, to the great destruction of the growers, of the same. And moreover in the said parliament, the saide .vi. day of Marche, a certein subsidye of wolles wolfelles was graunted to the kinge, that is to saye, of euerye marchaunt denisin for the subsidye of euery sacke of woll. xiii. s. iiii. d. and of euery CC. xl. wolfelles, xliii s. iiii. d. to haue to him for terme of hys life naturall, at ỳ third day of April, as in the acte of the graūt therof made in the same parliament more fully appeareth. Wherfore the poore subiectes marchauntes of the staple at Caleis shalbe compelled after the sayd third day of April, to paye to the kinge of euery sacke of wol and of euerye CC. xl. wolfelles. x. s. more by way of subsidie thā they haue ben accustomed to pay in any dayes of the reigne of the sayd king: which charge being to them

impoztable

impoztable, is likely to be the cause that they shall not be of power to bie oz ship any great quantitie of wolles of this realme, to be had to the sayd staple, wherof shall ensue very excessiue diminucyon and decreas of the pzyce and valour of wolles and wolfelles of this realme, and of the great annuel reuenues of the customes and subsidies, which shoulde growe to the kynge of the shyppynge of suche wolles and wolfelles, and to the abatyng of the payment of the wages of the souldiers entendynge vpon the saufgarde of the towne and marches of Caleis, and also the pooze growers of wolles of this realme greatly impouerished. Our saide soueraigne Lozde the kynge wyl by the auctozite afozesaid, that euery marchaunt denisyn his liege mā bozne within this his realme, which shal ship oz carye anye wolles oz wolfelles to the staple of Caleys, oz by the streites of Maroke by the kynges lycence foz suche wolles and wolfelles so shypped and caried to the sayde staple, oz by the said straites, shall be quite and discharged of the sayde.x.s. parcel of the sayde subsidie of.xliii.s.iiii.d. graunted to the king in this said parliamēt of euery sacke of wolle, and of euery.CC.xl. wolfelles at the said third day of Apzill specified in the saide graunt, by the space of.v. yeres than nert ensuynge. And also that euery marchaunt denysin shall be quite & not chargeable by vertue of the said graunt of subsidie of.xii.d. of the value of euery.xx.s. of all maner of wollen clothes by them oz any of them to be had out of this realme, to any parties beyonde the sea, at the sayd third daye, by the space of thze yeres than nert ensuynge. Staple of Caleys.

Item where as in all parties of this realme diuers people of power, moued of insaciable couetise, againste all righte, gentilnesse, trueth and good consciens, haue laboured and founde newe inuentions, and them do busely execute, to the daunger, trouble, and euyll treatynge of all ladyes, gentylwomen, and other women soule, haupng any substaunce of landes, tenemēts, oz other mouable goodes within this saide realme of England, perceiuing their great innocency and simplicitee, wyllynge to take them by fozce, oz otherwyse come to them, semynge to be their greate frendes, pzompsing them theyz faithful loue, and so by great dissimulation oz otherwyse, gette them in their possessyon, conueyeng them into suche places, where the saide offendours be of most power, and whan any women by such meanes, oz by any other meane be in their gouernauns, the sayde euyll disposed person oz persons wil not suffre them to go at large, and be at their libertye, tyll that they wyll bynde them to the sayde offendours oz other person oz persons to their vse, in great summes, by obligacion oz obligacions, aswell symple as condicionall, oz by obligacion oz obligacyons of statute Marchaunt, made before the mayze oz bayliffe hauyng power to take suche recognysaunces. Also they wyll many tymes compell them to be maryed by them, contrarye to theyz owne desyzes, oz otherwise they wyll leuie the saide summe oz summes oz theyz landes and goodes, and put their person oz persons in daunger, to their great domage, whiche hath bene and is lykely to be an vniuersall preiudice to the lawe of holy churche, and the lawe of this realme, oneles due remedie therupon be pzouided. Our said soueraigne lozde the king Cap. ix. Women beguiled.

conderinge the premisses, hathe ordeyned and stablished by auctoritye of this present parliament, that in all such cases aforsaide, the partye bounde may haue a writ out of the chauncerie, conteyninge all the mater of theyr vnreasonable entrealye, directed to the sheriffe of the countye, where anye suche offences were so done or after should be done, comaundinge hym that he by force of this writte make proclamacion, in the full countie, and in the next county courte after the receypt of the sayd writ, that the person or persons conteyned in the sayd writ, shall appere at a certein daye and place prefixed in the said writ, before the chauncelour of England for the time being or otherwise before the Justices of assises in the counties, where the sayde offences were done, or otherwise before any other notable person to be assigned by the chaūcelour of England for the time being. At the which day and place if the said parties appeare, that then the said Chaunceler of England for the time bringe, Justice or other persone so to be assigned by the chaunceler, for the time being, by vertue of this ordinaūce, shall duely examin the said parties vpon the premisses. By whiche examinacion if they maye finde the said obligacion or obligacions, or anye of them so to be made as is aforesayd: that then the sayde obligacion or obligations, and all proces and execution sued or to be pursued theruppon shall be voide and of no force nor effecte. And if it be found by examinacio before the, that the sayde obligacion or obligacions were made or shalbe found to be made for a true dutie, and by no suche meanes as afore is sayde, that then the saide obligacion or obligacions, and all the proces and execution sued or to be pursued therupon, shal stande good and effectuall. And if it be so that the person or persons in suche writtes named or to be named, againste whome any suche letters or writs hereafter shalbe shewed, make defaut at the day and place lymited in the same writ or writtes, that then all suche obligacions, as be before specified, and declared, and in the said writ or writtes expressed, declared, and specified, and al maner of proces and execution sued or to be sued theruppon shalbe voide and of no force nor effecte. And that the sayde sheriffe or sheriffes, to whome suche writte or writtes vpon this ordinaunce hereafter conceiued shalbe directed, shall execute the sayd writtes, according to the tenour of the same, vpon peine of, CCC. li. wherof the kinge to haue the one halfe, and the other halfe to the partie which shal sue the sayde writ of proclamacion. And that the saide partie so greued maye haue an actyon of Dette in euerye suche case againste the sayde sheriffe for the halfe of the sayde. CCC. li. so forfait, with proces of outlagarie. And that the party or parties defendauntes in any suche action fromhensforth, against any sheriffe or sheriffes to be pursued, shall alledge no protection, nor shall wage his lawe, nor shalbe receiued to make or plede any foreyne plee, to be tryed in any other place then there where the said writ grounded vpon this ordinaunce is shewed.

Chauncelour of Englande.

Obligacyon.

Sheryffe.

¶ Here begynneth the statute made at westmynster the .xxviii. yere of kyng Henry the. vi.

HEnry by the grace of god king of England and Fraūce, and lord of Irelande the vi. after the conqueste, at this parliament holden at Westmynster the ix. day of July, the xxviii. yere of his reigne, by the aduyse and assent of the lordes spirituall and temporall, and the commens of his realme of England beyng in the same parliament, and by auctorite of the same parliament, made and ordeyned certeyn ordynaūces and statutes for the commen wele of the same realme in the fourme folowyng.

Capi. i.

Fyrst our said soueraigne lorde the kynge, considerynge how that nowe late dyuers howsholde seruauntes aswell of lordes as of other persons of good degree, soone after the death of their saide lordes and maisters, by-lently and riotously haue taken and spoyled them of the goodes, whiche were of theyr saide lordes and maysters at the tyme of their death, and the same destributed betwixte theym, to the impediment of the execucyon of the wyll of their said lordes and maisters, and to the great displeasure of God, also contrarye to the faythe and trouthe, whiche they oughte to haue towardes theyr said lordes and maisters, and to a perylous example in tyme to come, oneles due remedye in this partie be prouyded, wherfore the same our said soueraigne lorde the kynge, by the aduise, assent, and auctorite aforesayde, hathe ordeyned and stablysched, that after full informacion made to the chaunceler of England for the tyme beynge, by the executours of any suche lordes or persone, or .ii. of them, of suche riot takynge and spoylyng made or hereafter to be made by the houshold seruauntes of their or his saide testatour after his dethe, the same chaunceler, of the aduyse of the chiefe Justices of the kynges benche and of the commen benche, and chefe Baron of the eschequer for the tyme beynge, or two of them, shall haue power to make so many and suche writtes to be directed to suche sheriffes by their discrecion as to them in this behalfe shall seme necessarye, to make open proclamacyon in suche cities, burghes, or townes or places, two markette dayes within twelue dayes nexte after the deliuerey of the same writtes, as to the same chaunceler of the aduise aforsaid shall seme reasonable, that the sayde offendours shall appere before the same oure soueraigne lord the king and his heires in his benche, at suche a daye as by the saide writ to hym shall be limytte. So that the sayde laste proclamacyon be made by .xv. dayes before the same daye of apparaunce. And yf any suche writ be returned at the daye contayned in the saide writ, and the writte be executed that proclamacion is therupon made accordynge to the saide ordynaunce. And than if the said persone or persones, whiche shoulde appeare by the reason of the sayde proclamacyon, make defaute at the daye specified in the said writte, and do not appeare, than he or they so makyng defaute shalbe attaynted of felony. And if any suche persone or persons do appeare at the saide daye, than the Justices of the saide kynges benche shall haue powre and auctorite by the saide ordinaunce, to committe suche persone or persones so appearynge to prison, there to abyde after theyr discrecyon, tyll the sayde offendoures do answer to the saide executours in suche actyons, whiche the said executours

Pyll

wyll

Chaunceler of England.

Felonye.

wyll declare agaynst them or any of them by byl or by writt, for the ryot takynge and spoylynge aforsayd, and that the same actyons be determyned. So that the same actyons be pursued with effecte and not slakly, to the intente to kepe the same person or persons in prison. And if such person or persons be enlarged out of prison by the said Justices, that than the same person or persons shall fynde sufficient persones to be bounden with them to the sayde executours by waye of recognysaunce in the sayde bendre, by discrecyon of the Justices, to kepe suche dayes as he or they shall have by the same court. And if the keppers of the prison, whereunto the sayde person or persones be committed, do let them goo at large out of the prison, of his owne auctoryte without the consyderatyon and ordre of the said Justices, than the sayde kepar shall forfayt and lose cl.li. to the said executours. And that no protectyon be allowed in anye actyon to be taken vppon the sayde ordynaunce.

Capi.ii. Countye. Lancaster.

Item bycause that the humble and faythfull lyege people of the kynge our soueraygne lorde his subiectes inhabityng within the countie palatyne of Lancaster to do the kynge seruyce be, & at all tymes were redy, and have done to hym and to his progenytours, aswell in the realme of Englande as in the realme of Scotland, Fraūce, and other parties, and goueryned by the kynges lawes, and not dampnyfied by the same, otherwise than other of our soueraygne lorde the kynges liege people inhabityng in the realme of Englande out of the sayde countie, tyll nowe of late by a certeyn acte at the last parlyament holden at Redynge, it was ordeined and stablished, that none of the kynges liege people, agaynste whome anye exigende were awarded or outlagarie pronounced at the suyte of the kyng or of the partye in the sayde countye, shulde forfaite any goodes or catals landes or tenementes in any countye, but alonly the goodes and catals landes and tenementes, whiche the persones so outlawed, or they agaynste whom any suche exigende in the sayd countye is awarded, haue in the same countye of Lancaster. And by reason of any such outlagarye, at the suite of our soueraygne lorde the kynge or at the suyte of the partye pronounced within the same countye, shulde not be barred nor dysabled of anye maner of actyon, nor to clayme any maner inherytauns out of the same countye, notwithstandynge any outlagarye agaynst them pronounced, as in the same acte doth more playnly appere. And by reason of the same acte of parlyament if anye forayn shulde come into the saide countie palatine, and shoulde slee anye of the liege people of our soueraigne lorde the kynge, or shulde committe any treason, murdre, rape, robberie, or other felonie or trespas, or make any contracte, or do anye other offence within the sayde countye of Lancastre, that than he shulde haue none other punishement nor forfayture in this partie, but onely of suche goodes, whiche suche forayns doynge and committynge suche horrible offences within the saide countie palatyne haue, whyche for the more parte haue nothynge within the same countie. For whiche cause the saye forayns knowynge no perpll punishement, nor losse of goodes in the lawe, to refrain or restreyne them of suche treasons, murders, and felonyes

Outlawrye.

wyes be the moze encouraged dayly to committe the same within the sayde countie, and gyueth thē the moze audacitie, dayly to offende agaynste the lawes of the kynge oure soueraigne lozde, his crowne and dygnytye, and also in restreynt of the kynges lawes, to the greate domage and finall destructyon of the saide liege people and subiectes in the sayd countye palantyne, wherfoze our sayde soueraigne lozde the kynge considerynge the premysses by the aduise, assent, and auctozitie afozsaid, hath wylled, graunted, ozdeyned, and stablyshed, that the said acte befoze reherſed and made at the said last parliament holden at Redyng, shalbe adnulled, voyde, and stand in no fozce. And further foz the conseruation, tranquyllitie, quietnesse, and peace of all his liege people, aswell within the sayde countye palatine, as of other his liege people out of the said countie within the realme of Englād, the same our soueraigne lozd the kyng, by auctozitie afoze said, hath graūted, ozdeined, and stablyshed, that euery enditemente hereafter to be taken befoze any of the kynges Justices in the saide countie palatyne of Lancaster, oz befoze any sheriffe in his turne in the sayd countie, wherby any persone oz persons be supposed by the same enditement to be oz to haue ben inhabyting oz conuersaunt out of the sayde countie of Lancaster, and within any other countie within the realme of England, shalbe taken and had by the verdicte of .xii. men, wherof euery of them oz some other persone oz persone oz persones to theyr vse within the same cōūtie of Lancaster shal haue to the perely valoure of hondert shelynges. And no proceſſe shall be made out of any suche enditement, byfoze it be duely inquired and examyned befoze the kynges Justices within the saide countie of Lancaster foz the time beyng, whether the said endytours and euery of theym, at the time of suche endytement so taken, had landes and tenementes within the saide countye of Lancaster to the perely valour of hondert shelynges aboue all charges: And if it be founde by examynacyon of ỹ sayd Justices foz the tyme beyng, within the saide countie, that the saide endytours and euery of theym at the tyme of suche enditement so taken, had not landes and tenementes to the sayde perely voloure of hondert shelynges that than the same endytement as to suche persones so endited, supposed by the sayde endytementes to be inhabityng and conuersaunte oute of the sayde countye of Lancaster, shalbe voide and of none effecte. And also the same oure soueraigne lozde the kynge, of the aduyse and auctozitie of the lozdes spirituall & tempozall, and the cōmens afozsaide, hathe graunted, ozdeined, and stablished, that euerye enditemente frombensfozthe to be taken within anye countye of the sayde realme, and out of the saide countie of Lancaster, befoze any Justice, oz the sheriffe in his turne, wherby any person oz persōs supposed by the same endytement to be oz to haue ben conuersaunt oz inhabytinge within the sayd countie of Lancaster, and withoute suche countie where suche endytementes shall happen to be taken, shalbe taken by verdicte of twelf men, wherof euery of thē oz some other persone oz persones to their owne vse, shall haue landes and tenementes to the valour of hondert shelynges. And that no proceſſe be made out of anye suche endytementes, befoze it be duely examined and

Endytement.

Enherytied, turne.

ned and inquyred before the kynges Justices, hauynge power to awarde any proceſſe vppon ſuche endytementes, whether the ſayde endytours and euery of them, at the tyme of ſuche enditementes taken, or ani other perſon or perſons to theyr vſe, had any landes or tenementes to the yerely valour of hondert ſhelinges within the ſame counte aboue al charges, where ſuche enditementes happen to be taken. And if it be founde before the kynge or any of his Justices, that the ſayd endytours, or any of them, had not at the tyme of ſuche endytement taken, nor that none other to theyr vſe had landes and tenementes to the value of hondert ſhelynges by yere that than ỹ ſayde enditement, as to any ſuche perſon or perſons ſuppoſed by the ſame endytemēt to be, or to haue ben inhabyting or conuerſaunt within the ſayd counte of Lancaſtre, ſhalbe voyd and of none effecte.

Ca. iii. Eſcheker. Item where as dyuers officers in the kynges eſcheker doe take wages and fees of the kynge for them ſelfe & theyr clerkes, for execucyon of theyr offices in the ſayd eſcheker, that notwithſtandynge, the ſayde officers and theyr clerkes do take of ſherpffes, eſchetours, and all other accomptaūtes of the ſayd eſcheker, great and exceſſyue giftes, fees, and rewardes, for execucyon of theyr offices, agaynſte all reaſon and cōſcience. And wyl not execute theyr offices for delyueraūce of the ſayd accomptaūtes, tyll they haue ſuche exceſſiue fees, gyftes, and rewardes, whiche cauſeth ſherpffes, eſchetours, and other accomptaūtes to take by extorcyon exceſſyue fees, giftes and rewardes of the kynges liege people in the counties where theyr offices be, to the great domage and deſtrucyon of all the ſaid accomptauntes, and al the people aforſayd. Also where as it dothe pertayne to dyuers officers in the ſayd eſcheker, by reaſon of the fees and wages, whiche they take of the kynge to entre plees, aſwell betwyxt the kyng & the ptie, as betwyxt partye and partye, and pardons wrytten of allowauns, iudgementes, and other entrees, without fees, gyftes, or rewardes, and the ſame officers and euery of them notwithſtandynge theyr ſayde fees and wages, wyll not enter anye plee, thoughe it conteyne but halfe a roule, excepte they for the ſayde entree haue. xxvi. ſhelynges. viii pens. xx. ſhelynges or xiii. ſhelynges foure pens at the leeſt, and for the entree or allowans of euerye pardon and wrytte, whiche they or any of them do entre, of whatſoeuer ſhortnes that it be, x.s. And moreouer the chiefe clerke of euery of the ſayd officers taketh for his labour, aſwell of euery of the ſayd parties accomptauntes, as amounteth to the thyrd part of that that his maiſter dyd take, whiche gyftes and rewardes of ſome accomptauntes amounteth to the ſūme of twenty markes, of ſome tenne pound, and tenne markes at the leeſt, to the great domage oppreſſiō & vndoyng of the ſayd people. And alſo where as dyuers ſpecyall commyſſions be dyrected to dyuers Juſtices of peace, & alſo to otherin euery countye of England, for the delyuerauns of felons and other cauſes, by vertue of whych commyſſiōs the Juſtices ſo aſſigned ſomtyme do ſyt and delyuer felons, and ſometyme ſuch commiſſion is not delyuered. And that notwithſtandyng, ſome of the ſayd officers, by vertue of theyr offices wyl make diſtreſſe agaynſt ſuche cōmiſſioners, returnable

at a cer-

at a certeyn day, to returne theyr cõmissiõ with al illues forfait, to be returned at which day though some of ỹ sayd cõmissioners do appere, & for theyr excuse do make an othe (as the lawe wyll) that they haue syten and delyuered the pryſoners accordyng to the fourme of the cõmission, or otherwyſe, that no ſuche commiſſion came to theyr handes, in whiche caſe they be in ỹ lawe diſcharged, yet this notwithſtandyng the ſaid officers wyl write new diſtreſſes agaynſt the ſayde commiſſioners, to diſtreyne them And ſo inſynyatly, tyl the ſayd cõmyſſioners haue made a fyne at theyr wylle. Our ſaid ſouerayne lorde the kynge, conſyderynge the premiſſes, of the aſſente of the lordes ſpirituall and temporall, and at the ſperyall requeſt of the ſayde commyns, and by auctorytie of this parliament, hath ordeyned and eſtabliſhed, that euery officer in the ſaid eſcheker, which taketh any fees or wages of the kyng for execucyon of his office, ſhall delyuer al the accomptauntes in the ſayd eſcheker, in that that to his office apperteyneth, in a conuenient tyme. And that they nor none of them, nor none of theyr clerkes, take anye gyftes, fees, rewardes, promiſſe or ſuertie for any thyng, which they ſhal do in theyr ſayd office for any accomptauntes, except the ſaid fees and wages which he taketh of the kynge for execucyon of his office. Dyuers alwayes that euery of the ſayd officers, to whome it perteyneth by reaſon of his office to entre plees, pardons, wrytes of allowaunce, and iudgementes, may take for the entring of the plee, pardon, writ, record, or iudgement, that cõteyneth halfe a roule, accordynge to the lengthe and breade of olde times vſed in the ſayd eſcheker, two ſhelynges, & no more. And for the ſame plee, pardon, writ, record, or iudgement, that conteyneth a hole roule, foure ſhelinges and no more. And for the ſame plee, pardon, writ, record, or iudgement, which conteyneth leſſe than halfe a roule, xx. pens. And for the ſame plee, pardon, writ, record, or iudgement, whiche conteyneth more, after ỹ rate and quãtitie. And that none of the ſaid officers nor theyr clerkes, take any fees nor wages nor other profyte of any collectours of diſmes or quiſymes graunted or hereafter to be graunted to oure ſouerayne lorde the kynge. And that ſuche officers in the ſayde eſcheker, whiche haue power to write by reaſon of theyr offices dyſtreſſes agaynſt the kynges Juſtices of peace, or any other commiſſioners, to bring theyr eſtretes, they nor none of theyr clerkes, after that that the ſayd Juſtices or commiſſioners ſhal make a due excuſe (as before is reherſed) or bryngе into the courte theyr eſtretes, ſhall make no newe dyſtreſſe nor other proceſſe agaynſt the ſayde Juſtices or cõmyſſioners, which ſo haue excuſed them, or brought in theyr eſtretes. And if any of the ſayd officers, or any of theyr clerkes, doo contrary to anye of the artycles afore reherſed, that than they and euery of them ſhall loſe, xx. li. as often as they ſhalbe founde therof defectyfe. And our ſayde ſouerayne lord the kyng ſhall haue the one halfe of the ſayd. xx. li. ſo forfayt, & ſuche perſon or perſons ỹ wyll purſue, the other halfe. And the ſame ſuyte ſhalbe taken, holden, and determyned by action of Dette before the barons of the ſayd eſcheker, or els before the Juſtices of the cõmen benche, againſt any officers of clerkes of the ſayd eſcheker, that doth or taketh contrary to

Atcompliant

Entrees.

cõmissioners.

the

the sayde ordinaunces, any priuylege or custome of the sayde eschequer notwithstandynge. And that the same proces be had in this accion before the sayd Justices, as is had in an accion of dett vpon an obligacion after the comen lawe, except that none officer, which hath any office in inheritaunce in fee, be excluded in the sayd eschekar to take the fees, which of old times were lawfully due and pertaynynge to his office and no more. Sauinge al maner that the said officers of our soueraigne lord the king, & their deputies may take a reasonable reward for their serches and copies made by them in the sayde eschekar of any record, at the byde of any of the kynges liege people, notwithstandinge the sayd ordinaunces. Neuertheles the kyng wold, that by aduise of his counsell suche direction be taken in this behalfe betwyxt this tyme and the feast of saynt Michel next ensuynge, as shal seme reasonable. And otherwyse the sayd ordinaunces shall stand in his strengthe for terme of .v. yeres.

Ca.iiii. Item our sayd soueraigne lorde the kyng, of the aduyse of the sayde lordes spirituall and temporal, and at the requeste of the sayd cōmens, and also by auctorite of this parliament, hath ordeined and stablished, that no person that in the countie of Kent shall comenly brewe any ale or beere to sell, shal make nor do to be made any malte in his hous, or in anye other place to his owne ale at his costes and expenses, aboue .C. quarters in the yere, vpō payn to forfait .x. li. euery yere, whiche he so maketh or doth to be made aboue the sayd hondert quarters, the one halfe to our soueraigne lord the kyng, and the other halfe to hym or them which in this behalfe wil pursue. And that the sayde ordynaunce take effecte the fyrst day of June next comynge, and shal endure for .v. yeres than next ensuyng.

Brewers in kent.

Ca.v. Item where as it is shewed to our soueraigne lord the king in his sayde parliament, by the grevous complaynt of the sylkwomen and spynners of the mystery and occupacion of sylkwoorkynge, within the cytie of London, how that diuers Lombardes and other straungers, ymagenung to destroy the said mysterie, and al suche vertuous occupacyons of women in the said realme, to enryche them selfe and to encreas them and suche occupacyons in other straunge landes, haue brought and dayly go about to bryng into the sayd realme suche sylke so made, wrought, twyned, rybans and cheines falsly and disceyptfully wrought, al maner gyrdels and other thinges concernynge the said mysterye and occupacyon, in no maner wyse bringynge any good sylke vnwrought, as they were wont to bringe hertofore, to ỹ finall destruccyon of the sayde misteryes and occupacyons, oneles it be the more hastely remedied by the kynges magestye. For reformacyon whereof the same our soueraigne lorde the kyng, by the auctorite aforsaid, wyl and hath ordeined and stablyshed, that if any Lombarde, or anye other person straunger or denyzyn, bryng or cause to be brought by waye of marchaundyse any wrought sylke, twyned ribans and cheynes, gyrdels of sylke, or any other thing touching or cōcernyng the mistery of silkwomen (gyrdels whiche come from Jeane onely except) into any porte or place of the sayde realme from beyond the see, that the same wrought sylke, twyned ribans, cheines

Sylkewomen.

Gyrdels.

cheynes, gyrdels, and other thinges so wrought and wrought concernynge the same misteries, shalbe forfayt. Also that euerie Lombarde, and other straunger and denisen, whiche doth contrarie to this ordinaunce, as often as he so dothe, shal forfait. xx. li. the one halfe therof to be leuyed and had to the vse and expenses of the kinges house, and the other halfe to that persō that wyll sue for the same. And that it shalbe lawfull to euery of the kinges liege people to haue and maynteine an action or accyons of dette at euerye tyme, aswell for the same forfayture of. xx. li. as for the thyng so forfait, and the same proces to lye therin as an action of dette at the common lawe: In whiche suyte no protection nor essoyne shalbe allowed. And that the mayre of the sayd cytie for the time beinge, shall haue auctoritee to assigne. ii. iii. or. iiii. men of the same cytie sufficient and credible persons, by theyr discrecyon to swere vpon a boke to make due serche within the same citie and the lybertie of the same, as often as shall seeme expedient, of all thinges had or done contrary to the premisses, & therof to make due relacion to the mayre and aldermen of the sayde cytie for the time beyng for a more full informacion to the kyng and him that will pursue. And that the sayde ordinannce begyn to take his strength and effecte at the feast of Ester nexte ensuynge, and shall endure for. v. peres than nexte folowynge. London. Lumbard.

¶ Item where as in the sayd parliament it was lamentable shewed by the abbot and couent of the monasterye of our lady of Fonteyns in the countie of Yorke, of that that where as they & theyr predecessours of no lytie tyme against cōscience haue ben greuously disturbed and vexed without cause by feyned actions, and daylie be in dyuers courtes wapentakes and other courtbarons, to the nombre of. xx. & aboue within the said cōtie of Yorke, and the countie of Cumberlande, and in the countie of the citie of Yorke, within which counties the substaunce of the possessions of the sayde monasterye lyeth, aswell by the procuracye and excytacion of the baylyffes, stewardes, and officers of the sayd courtes, and also the fermours of the said courtes, wapentakes, and courtbarons, for theyr synguler lucre & profyte, as by other malicyous & euyll disposed persons, complaynyng against the same abbot, and couent, feynyng and affirming in diuers of their courtes, wapentakes, and courtbarons, at some one court. CCC. seuerall playntes or more: And though the cōmen law of Englande requyre, that euery person sued for any cause, in whiche suyt he ought to be admitted to wage his lawe, that suche persone so sued shulde wage his lawe by his sufficiente atturney, hauyng auctoritee therunto: And this notwithstandyng the predecessours of the said nowe abbot, and other abbottes and priours in the said counties, myght in no wyse be receyued by suche baylyffes, stewardes, and officers, to wage theyr law by theyr atturneis in such courtes and wapentakes, tyl for the same grieue and complaint had in this partie by auctoritie of the parliament it was ordeyned, that all abbottes and pryours and other religiouses of Englande, and their successours in such cases by theyr generall atturneys or atturney in euerie hundred or wapentake within the realme of England, euery of them vnder ther comen seale, seuerally shulde Cap. vi

plede in ſuch courtes ſuch plees as in the lawe were pleadable and allowable. And that euerie baylyffe and ſtewarde for the time beynge within the ſayd courtes, ſhulde receyue ſuche atturneys without amercinge any ſuche abbotes, priours, and religyouſes or any of theim, vppon peyne of forfayture of.x.li. Yet this not with ſtanding whan the ſayde abbot by his atturney ſhould wage his lawe in the ſayde playntes in ſuche ſeuerall courtes, than the ſayde baylyffes, ſtewardes, and officers, oftentymes for theyr ſynguler lucre, and by coyn hadde betwyxte theym and the ſayde malicious people affyrmynge the ſayde playntes, haue preſtred to the ſayde abbotte a daie to do his lawe in euerie of the ſaide ſeuerall courtes and wapentakes to gether at one daye and at ſeuerall places, euerie place beynge ſo farre from other, that the ſayde abbot in no wyſe myght appere and come to doe his lawe in his proper perſone, as the lawe requyreth: And ſo he by ſuche cauſe in diuers courtes and wapentakes was often in the ſayde playntes condempned, & in diuers of the ſame amerced, ſome yere in a hondert markes, and ſome yere more, and at the leaſt in.xl. li. where nor by lawe nor by conſcyence any cauſe of actyon was had: whiche labours, coſtes, and veracions of likelyhode ſhulde continue & encreaſe to the importable domage of the ſayde houſe, and of the abbot and couent aforeſaid, oneles ſome gracious remedie in this behalfe be prouided in this ſayd parliament for the ſayd monaſterie: Our ſaide ſoueraigne lorde the kynge, conſiderynge the premiſſes, of the aduyſe, aſſent, and auctorite aforeſayde, hath graunted, ordeyned, and ſtabliſhed, that the ſame abbot and his ſucceſſours, againſt whom any querele or pleynt is or hereafter ſhalbe taken or attempted in any of the ſaide courtes or wapentakes, may wage theyr law by theyr atturney or atturneys of the maters cõteined or to be cõteined in euery ſuch pleynte, where the lawe permitteth them ſo to do. And that they (theyr law ſo waged made do theyr lawe by a monke of the ſame place, with other perſones with him to the noumbre of.vi. perſones, or otherwyſe by ſome other perſone aſſigned or deputed by the abbot of the ſaide houſe for the tyme beynge, vnder the commen ſeale of the ſaide monaſterie of Fonteynes, with.vi. perſonnes with him, to do the ſayde lawe for the abbot of the ſayd houſe. And that the baylyffes, ſtewardes, and officers of the ſayde wapentakes and courtes for the tyme beyng, ſhall admyt, permyt, and receyue the ſaid lawes to be done in the fourme aforeſayde. And that all the ſaide lawes ſo waged and done be as effectuall and of ſuche ſtrength in the lawe, as if the ſame abbot or his ſucceſſours had done the ſame in their proper perſones after the courſe of the comen lawe. And moreouer by auctorite aforeſaide hath ordeined, that if any bayliffe, ſtewarde, or officer of the ſaid courtes or wapentakes, wyll not admyt ſuch lawe to be done in the fourme aforeſaide, or els in any wiſe dooe diſobey or dooe not obſerue the intent of the premiſſes of his behalfe before reherſed to be done, or omytte or of his behalfe do contrarye to any of the prempſſes, than the ſame baylyffe, ſtewarde, or offycer ſo offendyng, for euery tyme that he ſhall happen to do contrarye in any of the premyſſes before reherſed of his behalfe to be done, ſhall forfaite.xx.li. And

euery

euery persone in this case wyllyng to pursue, maie haue a wrytt of Det, and declare vpon the sayde ordinaunce, and he shal haue for his labour the one halfe of the same. xx. li. and the kynge the other halfe.

¶ Item where as of time not longe paste within the cytee of Norwyche and the counties of Norfolke and Suffolke, there were no more but. vi. or eight attorneys at the most comming to the kinges courtes, in whiche tyme great tranquyllitie reigned in the sayd citie and counties, lyttle trouble or vexacion was had by untrue and forsayne suytes. And nowe so it is, that in the sayde citee and counties there be. lxxx. attorneys or more, the more parte of theim haunyng none other thynge to lyue vppon, but onelye his gayne by the occupacion of attorneyshyppe: And also the more parte of theim not beynge of sufficyent knowlage to be an attturney: whiche comen to euerie fayre, market, and other places, where is ante assemble of people, erhortynge, procurynge, mouynge, and errytinge the people to take untrue and forsayne suites for small trespasses and lyttle offenses and small summes of det, whose actions be triable and determinable in the courtbarons, whereby proceden many suytes more of euill wyll and malice than of trouthe of the thynge, to the manifolde vexacions & no lytle domage of the inhabytaunces of the saide citee and counties, and all to the perpetuall diminucion of all the courtbarons in the saide counties, onelys it be prouided of cõuenient remedy in this behalfe: Our soueraigne lorde the king, consydering the premisses, of the aduise, assente, and auctorytie aforesaide, hath ordeined and stablished, that at al tymes frombensforth there shalbe but. vi. cõmon attorneis in the said countie of Norfolke, and. vi. common attourneis in the said countie of Suffolke, and two comunen attourneis in the saide cytee of Norwiche, to bee attorneis in courtes of recorde. And that all the sayde. xiii. attorneis be elect and admitted by the two chiefe Justices of our soueraigne lorde the king for the tyme being, of the moste sufficient and best instructed by their discrections. And that the election and admission of all attourneis, whiche shalbe electe and admytted by the saide Justices for the tyme being, aboue the said nombre in the saide counties, shalbe voide and of none auctorytie nor recorde. And if any persone or persones vsurpe or presume to be attorney in courtes of recorde in the saide counties or cytie, otherwyse than before is specified, and that founde by inquisicion taken before the Justices of peace in the saide citee or counties (whiche shall haue power by vertue of this ordinaunce to inquyre therof in their sessions) or in any other maner lawfully proued, that than he or they that so presume, if they be therof lawefully convycte, shall forfaite twenty pounde as often as he or they be so convicte, the one halfe therof to bee taken to the kynges vse, and the other halfe to his vse, whiche for the same wyll sue. And he that therof wyll sue, shall haue an action of Dette against anie suche persone whiche so presumeth to bee attourney. And suche proces and recouery in the same as vseth in an action of Dette at the comon lawe vpon an obligacion. Prouided alwaies that the

C. xiii. Attourney

ſaid ordinaunce begyn and hyſte take effecte at the feaſt of Eaſter next cõmynge and not before, if the ſame ordinaunce ſeme reaſonable to the Juſtices.

¶ Here begynneth the ſtatute made at Weſtmynſter the .xxxix. yere of kyng Henry the .vi.

TO the honour of almighty god, and the reuerence of holy church for to nourythe peace, vnitie, & concord in al parties within this realme of England, & for the relefe and ſuſtentacion of our ſouereigne lord the king & of this his realme. The ſame our ſouereigne lord kyng Henry the .vi. after the conqueſt of England, at his high court of parliamente holden at weſtñ vpon the .viii. day of ỹ monethe of Octobre, the .xxxix. yere of his noble and gracious reign, by ỹ aduiſe & aſſent of his lords ſpirituel & temporal, & at the ſpecial requeſt of ỹ cõmons of his ſaid realme, aſſembled in the ſame parliamẽt, & by ỹ auctorite of ỹ ſame parliamẽt, hath ordeined theſe things vnderwritten.

Cap.i. Parliament.

¶ Fyrſte where as it hath ben ſhewed to the kynge our ſouereigne lorde by his liege and faithfull commons in this preſente parliamente, that dyuers ſeditious and euyll diſpoſed perſones, hauynge no regarde to the dreade of god, nor to the domage of the proſperous eſtate of our ſayde ſouereigne lorde the kynge nor his realme, ſynyſtrely and importunely dyd labour the ſaide kynge to ſommon a parliament to be holden at his cytie of Couentree, the .xx. daie of the monethe of Nouembre, the .xxxviii. yere of his noble reygne, onely to deſtroie certayne of the great nobles faythful and lawefull lordes and eſtates of the kynges bloudde, and other of the faythfull liege people of the ſayde realme of England, for the great rumour, hatred, and malyce, whyche the ſayde ſeditious perſones of longe tyme haue borne againſte theym. And of theyr greedy and inſacyable couetyſe to haue the landes, herediteamentes, poſſeſſyons, offyces, and goodes of the ſayde lordes and faythfull liege people: by whiche ſynyſter labour certeyne actes, ſtatutes, and ordinaunces, againſte all good faythe and conſcyence, in the ſayde parlyament were made fynally to deſtroy the ſayde lawfull lordes, eſtates, and liege people and theyr yſſues, aſwell in nocentes as other and theyr heyres for euer: whiche parliament was vnduelye ſommoned, and a great parte of the knyghtes for diuers counties of this realme, and many burgeyſes and citeſyns for dyuers burghes and cyties in the ſame appertynge, were named, returned, and excepted, ſome of thim without due and free election, ſome of them without ane election, agaynſte the courſe of the kynges lawes and the lyberties of the commens of this realme, by the meanes and labours of the ſayde ſeditious perſones, whereby manye greate ieopardies, enormyties, and inconuenyentes, well nyghe to the ruyne became and vnpuerſall ſubuerſion of the ſayde realme, haue enſued: Our ſayde ſoueraygne lorde the kynge, conſidering

sydeynge they myght fynde that the sayde lordes, estates, and other his liege people, agaynste whom the sayde actes, statutes and ordynaunces were made haue alwaies had great and lawefull loue to the preferrement and suretye of the kynges persone, according vnto their duetie. And that fewe of the actes made in the sayde parliament, holden at Couentre, were made for the welth of the kyng or of his sayde realme, but rather the greatter parte of the sayde actes, and ordinaunces there made, were procured by the conspyracye, ymaginacion and excitacyon of the sayde myll disposed persones, for their owne auantage and accomplishement of their owne fauour and inordinate couetise, by the aduyse and assent of the lordes spirituall and temporall, and at the requeste of the sayde communes, in the sayde parliament assembled, vnto the same entent, hath ordeined and stablished, that the sayde parliament holden at the sayde cite of Couentre be voyde, and holden for no parliament. And that all actes, statutes and ordinaunces, by the purtenaunce of the same made, be cassed, annulled, vndone, repelled, reuoked, voyde, and of no force nor effecte.

Cap. ii.

¶ Item of the enduyse, assent, and auctorite aforesayde it is ordeyned and stablished, that women beynge of the age of twelue yeres, at the time of the decesse of their auncestors, without question or disturbaunce shall haue liuerey of their landes and tenementes descended to them.

women of age to inherite,

¶ For so the laude of this lande wyll that they shall haue

¶ Thus endeth the statutes made in the time of kynge Henry the vi.

¶ Here

HERE BEGYNNETH THE STATVTE made at westm in the first yere of the reigne of kynge Edward the iii. after the conquest.

EDward by the grace of god kyng of England & of Fraunce, and lorde of Irlande, the iiii. after the conquest: To the honour of god and of holye churche, to notifie the peace, vnitie, & concordes within his realme of Englande (whiche he muche desyreth) holly, by the adwyse and assent of the lordes spirituall and temporall of the same realme, and at the spetiall requeste of the cõmens of this sayd realme, assembled at his first parliament holden at westmynster, vpon the iiii. daye of Nouembre, in the first yere of his reigne, by auctorite of the same parliament hath ordeyned and established remayne statutes declaracyons and ordynaunces in maner and fourme folowynge.

Tap. i.

¶ Fyrste to eschewe all wronge of ambiguities doubtes and dyuersities of opinions, whiche may ryse, ensue, and be taken of and vpon iudicial actes and exemplifycacyons of the same, made or had in the tyme or tymes of Henrye the fourthe, Henry the. v. his sonne, and Henry the vi. his sonne, or any of theim late kynges of Englande successively in dede, and not of ryght: Our sayde souereigne lorde the kyng, by the aduyse and assent of his lordes spirituall and temporall, and at the request of his sayde commens in the sayd parlyament assembled, and by auctorite of the same, hath declared, established, and enacted, in the sayd parliament, that all fynes and fynal concordes leuyed or made of any landes, tenementes, possessions, rentes, enheritaunces, or other thinges. And al iudicial actes, recoueries, and proceses determined or cõmensed, not reuoked, reuersed, nor adnulled, made or had in any courte or courtes of recorde, or any other courte or courtes in any of the tymes of the pretensed kynges of any of the saide late kynges in dede and not of ryght, other than by auctorite of any parliament holden in any of theyr tymes, and exemplifications of the saide fynes, actes iudicial, and recoueries, out of any of the sayd parliamentes, and euery of them, shalbe of like force, vertue, and effecte, as if the saide fynes, final concordes, actes, recoueries, proceses, and other the premisses, had or made out of any of the sayd parliamentes & exemplifications of the same, were commenced, sued, hadde, or determined, in the tyme of any kynge lawfully reygning in this realme, optenyng the crowne of the same by iust title. And also that all letters patentes, made by any of the saide pretensed kynges to any person or

Letters pattentes.

persones, of creation ennoblyng and erection of any of them, to any estate, dignitie, or preeminence, shalbe to the sayde person or persons, and to suche of their heyres, which be cõteyned in the same letters patentes, of lyke force value and effecte, as touchynge such creation, ennoblyng, or erection, as if the same letters patẽtes were made or granted to any of them by any kinge lawfully reignyng in this realme of England, and optenynge the crowne

of

of ꝑ same by iust title. And ꝑ they beyng so created, ennobled, & erected, shal haue lyke grauntes of the king of theyr annuities for the maintenaunce of theyr estate, as hath bene of olde tyme accustomed, at ꝑ such persones and euery of them, whom our soueraigne lord the king represented and holdeth for his rebels & enemies. And moreouer the impositiones that gees & coties, which the cities, burghes, townes, the synkportes of England, and also the towne of Caleis hath the marches of the same, hath sustayned and suffred, and the great poueretie amonges the people of the same, considered, for the ease and relefe of the same, the kyng hath ordeyned, establisshed, graunted, & enacted by thassent and auctorytee of the said lordes spirituall & temporall, and at the requeste of the sayd cõmons, that all maner of libertees, priuileges, fraunchyses, powers, iurisdictions, prohytes, immunities, exemptions, graunctions, enlargements, annexions, vnions & seuerynges to cõuntes and withdrynges of counties by them selfe, & al maner of grauntes, leases, licences, pardons, discharges, exẽptions, relesses, feires & marsettes, not reuoked, repelled, nor annulled by auctorytee of parliament or otherwise by prohes of ꝑ law, granted in times of Henry the .iiij. Henry the .v. or Henry the .vi. late kinges of England in dede & not of right, to any mayre, bailyffe or bailliffes, sheryffe or sheryffes, mayre & sheryffe, sheryffe & baylyffes, mayre & baylyffes, cominaltie, cytelyns, mayre & cõminaltie, mayre cõminaltie & cytelyns, mayre & cytelyns, mayre and aldermen and theyr successours, mayre & cytelyns their heyres and successours, mayre & cõminaltie theyr heires & successours, cytelyns & theyr heyres, citelins theyr heyres and successours, bailliffes & cytelyns their heires & successours, maire & aldermen, mayre aldermen & burgesses, maire & burgesses, maire aldermen & sheryffe or sheriffes maire burgesses & their successours, maire burgesses their heires & successours, mayre sheryffes & burgesses, mayre, bailliffes and cõminaltie, aldermen and cõminaltie, aldermen baylyffes & cominaltie, aldermen & baylyffes theyr mayres & successours, baylyffes & cominalte, baylyffes burgesses & cytezins, burgesses & cominaltie, maire baylyffes & burgesses their heyres & successours the discrete men theyr heyres & successours, portreues, bayliffes & cõmons, stewardes, burgesses, & the discrete men, portreues, baylyffes & men, mayre barons and cominaltie, maire and barons, barons & cominaltie, barons & iurates, barons & iurates men inhabitaũtes, maire constables & compane of the marchaũtes of the staple at Caleys, & to euery of them theyr heyres, and to the successours of euery of them, & to the maisters brethern & systers of gyldes and fraternities, maisters & cominaltie theyr heyres and successours, and wardens & maisters of crafftes, wardens of the comminaltie of the misterie of the mercers within the citie of London, & to any of them before named, & to the successours of euery of them hauyng reporacion, by what soeuer name or names they or any of them be called or named in any of the sayd grauntes: they shalbe in lyke strength & vertue, as if they were graunted by any kyng or kynges lawfully reygnyng in this realme of England, and in lyke maner and forme to haue confirmacions and grauntes made in the times of the noble kynge Edwarde the thyrde and kinge Richarde the

franchises.

seconde after the conquest late lawful kinges of England. Farther it is ordeyned, graũted, establisshed & enacted, by thauctorite assent & auctorite afore sayd, that all maner of licences gyftes and graũtes made by any of the forsayd late pretensed kynges of England to any persone or persons, to geue, graunt, alyen, purches or reteyne, any lãdes, tenementes, rentes, possessions or other hereditamentes holden of any of the sayd late pretensed kynges in any maner, or to enter into any landes or tenementes, rentes, possessions, or other hereditamẽtes after the death of any of their auncestors, without due lyuerey therof sued by due processe after the cours of the cõmen lawe of this realme of Englãd, or pardons made by any of ỹ said late pretensed kinges to any person or persons for any alienaciõs made of any landes or tenemẽtes, rentes, possessions, or other hereditamentes made of any of the said late pretensed kynges of England or pardon or pardons made by any of thẽ to any persõ or psons for any entres or entrees made in any lãdes, tenementes rẽtes possessiõs or other hereditamẽtes, which shuld descend, reuert, remain or in any other maner come to them or any of thẽ after or by the deth of any of their sayd auncestors, or any other person or persons, without due liuery therof sued after the course of the chauncery, and lawe and custome of this land. Or licence made by any of the sayd late pretensed kinges of England to any person or persons to build erect or establisshe any abbey, priory, house of religion, college, chauncery, hospitall, or other house or spirituall place, or dõ almes, or licence made by any of the said late pretensed kinges to any person or persons to founde or erect any fraternitee, gylde, company or fellowship, or other bodie corporate, or to geue and graunt any landes, tenementes, rentes, possessions, or other hereditamentes to any persone or persons corporate, or hauing perpetual succession, or licence made by any of the said late pretensed kynges to any of these afore named for thacceptation & receite of any thyng by any suche gyfte graunt or licence made by any of the said late pretensed kinges to any person or persons, to holde or reteigne any aduowson or churches in mortmayn by way of licence or appropriacion, or to make any elections, so that any such aduowsõ perteine not to ỹ crowne, or pardõ or pardons made by any of ỹ said late kinges to any body or persons corporate, or hauyng perpetual succession by purchace inquisition or receyte of any of the premisses, or liueres or restitucions of temporalities made by any of ỹ said late pretensed kinges to any archbishop, bishop, abbot, prior, deane, chapitur, or other persõ or persons spirituall: shalbe of like strength vertue & effecte, as if the saide licenses pardons & liueres were graunted by any king in this realme lawfully reignynge and optenynge the crowne of the same by iust title. So that the same licenses, restitucions, & liueres were executed in the tyme of any of the said late pretensed kinges in deede and not of ryght, or if they were executed within the same tyme in part and not in the hole, that the same licenses, as to that parte so executed, shalbe of lyke strength vertue and effect, as if the sayd licenses were granted by any king lawfully reignynge in this realme of England, and optenynge the crowne of the same by iust title. And if any of the sayde late pretensed

Entres in to landes.

License.

tenued kynges in dede & not of right, hath by his letters patētes or by auc-
toritee of their parliamētes founded or established any abbey, priorie, house
of religion, college, chaunterie, hospital, or any other house or spirituall place
or of almes, that all suche foundacions, as to the corporacions and lytes of
the same, shalbe of lyke strength, vertue and effecte, as if such foundacions
were made by any kynge lawfully reignyng in this realme, & opteyninge
the crowne of the same by iust title: so that this present article to eternynge ꝑ
foundacions or establishmentes aforesaide or any of the, shall not extende
nor be prejudiciall in any maner to the king, or to any other persone or per-
sons for any landes, tenementes, rentes, possessions, or hereditamētes, or any
maner advowsons in any wyse perteynyng to the kynge or to any other ꝑ-
son or persons, other then suche whiche be and make the lyte or lytes of any
such abbey, priorie, house of religion, college, chaunterie, hospytall, or other
house or place aforesaide. And that all graunttes & assignementes of dower
made by any of the sayd late pretensed kynges, to any woman after ꝑ death Dower.
of hir husbond, to holde for terme of hir life, or by any letters patētes made
of especiall grace by any of the said late pretensed kynges, or assignemētes
of dower made to any suche wyfe after the deth of her husbond in the chau-
cerie, after the courts of the same, in the time of the pretensed reignes of any
of the sayde late pretensed kinges, shalde of like vertue power & effecte, as
if the said graunttes & assignementes were made by any king lawfully reig-
nynge & opteyng the crowne of the same by iust tytle. Prouided alwaies
that this present article do not extend, nor in any wyse be prejudiciall to the
king for any landes, tenementes, rentes, possessions, or other hereditamen-
tes perteining to the king in the right of his crown in the first day of No-
uembre last past. Prouided also that by this present act no prejudice be done
to the duchesse of Bedforde as concerning hir dower. And where as any lan-
des, tenementes, rentes, possessions, hereditamētes, or other thinges hath
ben gyuen to any of the said pretensed kynges by any person or persons to
entent, that gyftes shulde be therof made by the said kinges or any of the
by any of theyr letters patentes be way of mortmain for euermore, that all
graunttes & letters patentes made by any of the same late pretensed kinges
for that mortisynge of any such landes, tenementes, rentes, possessions, he
reditamentes, or other thinges shalbe of like strength vertue & effecte, as
if the same graunttes were made by any kynge lawfully reignynge in this
realme, and opteinynge the crowne of the same by iust title, so that any of ꝑ
said late pretensed kynges, by whom ante suche letters patētes were made
were never seised of and in the said landes, tenementes, rentes, possessions,
or hereditamentes, but onely by vertue of such feffementes, graūtes, giftes,
or other estates made to them or any of them. Prouided alwaies ꝑ this acte
extend not to any landes, tenementes, rentes, possessions, aduowsons, here
ditamētes or other thinges that were giuen to any of the saide late pretēded
kinges by way of recōpence or exchaūge for any landes tenemētes, rentes,
possessions, aduousons, hereditamentes, or other thinges, which in any wise
perteined to the crowne, although no mencōn were made in any letters pa-

tentes

tētes or other writinges of any recōpence or exchaūge. And that al graūtes collacions, gyftes, & presentacions made by any of the sayde late pretensed kynges to any person or persons not cognozate nor hauyng ppetual succession of any benefice, dignitee, churche, prebend, hospitall, or chapell, shalbe of lyke strength, vertue & effecte, as if the same graūtes, collacions, gyftes and presentacions were made by any kynge lawfully reignyng within this realme, & opteynynge the crowne of the same by iuste title, duryng the lyfe or lyues of the sayd person or persons, beyng encōbentes, possessours or occupiers in the same or any of them: Prouided alwaies that those persounes which be attēnted in this present parliament, and suche that be out with ỹ kynges enemies, shal take no benefite nor auantage by this acte. And that all graūtes made by any of the sayde late pretensed kynges, by any their letters patētes to any person or psons of any wardes and mariages shalbe of lyke strength vertue & effecte, as if the same graūtes were made by any kynge lawfully reignyng in this realme, and opteynynge the crowne of the same by iuste title. And all graūtes & letters patentes made by any of the sayde late pretensed kinges to any pson or psons, to haue any feire or fayres, market or markettes, in any towne or towne place or places. Al such graūtes & letters patentes, as to suche fayres & markettes & euery of thē, shal be of lyke force vertue & effecte, as if the same grantes & letters patentes were made by any kyng lawfully reignyng in this realme, & opteining ỹ crowne of the same by iuste title. And also if any persō or psons hath sued opteined & had any liuerey by the course of the comō lawe of this realme or otherwise, of any lādes, tenētes, rentes, possessions, aduousons, or other hereditamētes whiche shulde descende, reuerte, remain, or in any other maner come to thē or any of them by any liuerey pursued after or by the death of any of their auncesters or any other person or persons, after the iiii. day of March last past, that all suche liuereys shalbe of lyke force vertue and effecte as they were at the tyme of the saide liuereis pursued. So that the sayde landes, tenētes, rentes, possessions, aduousons, and other hereditamēnes, or any percel therof were not pertenynge to the kynge in the right of his crowne.

Prouided alweis ỹ this article extende not to any landes, tenētes, or other thinges, whiche do pertayne or ought to come into the kynges handes, by reason of any atteindet in this present parliament. And also that all graūtes and letters patētes made by our souereigne lorde the kyng to any pson or psons after ỹ. iiii. day of March last past, of any wardes or mariages of any pson or psons beynge within age, shalbe of like force & effect to thē and euery of thē, as they were at the times of the grantes & letters patētes therof made to thē or any of thē. Any acte or ordināce in this present pliament, made or to be made, notwithstāding. Prouided alweis ỹ this article extēde not to any wardes or mariages of any psōs, which do pertaine or ought to come to ỹ kinges hādes, by reason of any atteindre in this present parliamēt. And that al graūtes made by our sayde souereigne lorde the kyng by his letters patentes after ỹ fourth day of March last past, to any of his faythfull liege men, ỹ were not against him in anye felde after the fyrste daie of his reigne, nor against ỹ high & mighty prince father to the ỹ saide king in

Presentacion.

Wardes.

Feyre.

the

the felde & cuyll iourney of wakefelde, of any office or offices, whiche fuche perſone or perſones by the kynges diſcrete conſideracion hath deſerued, the effecte of ſuche graunt or grauntes ſhulde be of lyke ſtrength and vertue, as they or any of them were, at the time of ſuche graūt or grauntes, letters patentes, and euery of them made, any ſtatute acte or ordinance made or to be made in this preſent parliament, notwithſtandyng. Prouided alwaies that this acte be not preiudicial nor hurtfull to any perſon or perſons, for any graunt or grauntes made to them or any of them of any annuitie, fee, or penſion, or of any beaurie, hoſpital, or benefice, or of any office or offices, beyng office or offices in the tyme of the kynges progenitours, with fees and wages ſuerto due & accuſtomed, made by the kynge by his letters patentes after the fourth day of March laſt paſt. This letters patentes made of all thoffices of ſeriauntes at armes, and of thoffices of iuſtices of the one bench and of the other, barons of his eſcheker, warden of the rolles of his Chauncerie of Englande, warden of the rolles of his chauncery of his lāde of Ireland, clerke of his counſel. Secondary in thoffice of his priuie ſeale, clerke or warden of his hamper of his ſayd chauncerie of Englande, keper of his parkes of Helleſburie & Lantgles in the countie of Cornwall, clerke of the market of his houſe, the cyrographer & warden of the kynges wrytes and recordes of his cōmon bence, meſſangers of his eſcheker, glaſyer, plummer, browderer, ioyner, fletcher within the towre of Londō, chiefe carpenter within the paleys of weſtm. receyuour of all offyces accomptable, bayliffe of Hauerynge, bailiffe of Surrey, and of his auditours in the coū-ties of Chefire and Flynt, and of Southwales, purueyour and controller of the ſerche of his porte of London, warden of his armour in the towre of London, maker of his pointes, conſtable of his caſtell or lordſhyp of Hadleygh, clerke of his greatte wardrobe, purueyour of al maner ſtuffe for his workes within his paleis of weſtminſter and the towre of London, and the captayne of his caſtell of Hammes, excepted. The ſame letters patentes ſo excepted to endure and to be of ſtrength vertue and effecte at the pleaſure and wyl of the kynge. And alſo that al confyrmacions, ratyficacions, appropriacions, leales, grauntes, and all fraunchiſes, lyberties, priuileges, cuſtomes, or any other commodities, profytes, or auantages and euery of them, diſtyncions, ſeuerances from counties and maryage of counties by them ſelfe, grauntes, releſſes, diminucions and pardons of fee fermes and euery of them, made and graunted by our ſayd ſouereigne lorde the kynge by his letters patentes, after the fourth day of marche laſt paſt, in relefe & comforte of any cytie, towne, or borough of this realme, to any mayre, bayliffe or bailiffes, cheriffe or cheriffes, maire and communalty, maire and cyteſins, mayre and aldermen, mayre and cheryffe, mayre bayliffes and communaltee, citeſyns, bailiffes and cyteſins, theyr heyres and ſucceſſours, and to the heyres and ſucceſſours of euery of them, by what ſo euer name or names they or any of them be called or named in the ſaid grantes or other premiſſes or any of them, ſhall be of lyke force and effect as they or any of the were at the tymes of the grauntes and letters patentes therof made. And

Annuities.

alſo

also if any of the saide late pretensed kynges or any of their auncesters, hath benefetted by any persone or persones of or in any landes, tenementes, rentes, possessions, aduoutons, or other hereditamentes, only vpon trust and confidence to reenfeffe the saide persone or persones or their heyres or assignes as suche time as they shulde be therto requyred, that all suche graunces, feffementes or other estates made by any of the saide late pretensed kynges or any of their auncesters of any suche landes, tenementes, rentes, possessions, aduoutons, or other hereditamentes, to any such person or persons, their heyres or assignes, or to the heires or assignes of any of them shalbe of lyke force and effecte in the lawe, and auaylable to the saide person or persons, and to the heyres and assignes of them and euery of them as they were at the tymes of the saide graunts and feffementes or other estates made to them or any of them. Any acte or ordinaunce in this present parliament made or to be made not withstandyng. So that none of the saide pretensed kynges nor none of their auncesters, after the laste day of the reygne of kynge Edwarde the thirde, progenitour of our saide soueraygne lorde the kynge, were at any tyme seyled of the landes, tenementes, rentes, possessions, aduoutons, or other hereditamentes, nor of any parcel therof, but only by vertue of suche feffementes made to them or any of them vpon confidence in maner and forme aforesaide, and in no other maner. And that the same landes, tenementes, rentes, possessions, aduoutons, or other hereditamentes, and euery of them be holden of the same chiefe lordes immediat or of their heyres, & by the same seruices as they were holden at the time of the same feffementes made to any of the saide late pretensed kynges or to any of their auncesters. Any possession of the late pretensed kynges or of any of their auncesters, after the laste date of the reigne of kynge Edwarde the thirde, not withstandyng. Prouided alwaies that no persone attainted in this present parliament take any ayde or aduantage therby. Also that all letters patentes graunted and directed by our saide soueraigne lorde the kynge after the fyrste day of his reigne, to his chancelor or treasourer of this realme, iustices of the pleas to be holden before the kinge, iustices of the comunes benche or barons of the eschekier, or to any of them for the execucyon of any suche thyng as perteyneth to the office or offices, auctoritie and power of them or any of them, by reason of any of the saide letters patentes and graunts, shalbe of lyke strength vertue and effecte, as they or any of them were the first day of Nouember laste paste. Any statute acte or ordinaunce made in this present parliament not withstanding. So that the barons of the eschekier shall occupie or exercise their offices at the kinges pleasure as the iustices do. And also that euery comission made graunted and directed by any of the saide late pretensed kinges in any of their times, to any person or persons to be assigned for the peace in euery or any countie of this realme to be established and kepte, and to here and determine all maner of felonies and trespases and other offenses specifyed in the saide commissions and euery of them, doue or committed in any of the said counties, or to deliuer any iayle or iayles within this realme, or in other

place

place or places vnder the obeysance of the crowne, of the prisoners beynge in any of the saide tayles, in the tyme of any of the saide late pretensed kynges, or to here and determyn al maner treasons, felonies, trespases, or other offences done in any of the sayd coũties, or in any place or places vnder the obeysance of the crowne of the saide realme, specified in euery of the same commissions, or for sewers beinge assigned to survey and to cause to be repayred and amended walles mareshes, dyches, gutters, calceys, and bridges, and other defautes in any marshe or mareshes in any parte of this realme, specified in the same commissions and euery of them, and all other commyssions made by any of the sayde late pretensed kynges to any person or persons before the .xiii. day of Marche last past, and all processes, determinacions, executions, incydentes, adminicles, and other circumstances pertenyng to the same commissions and euery of theim, not voyde repelled and annulled, shalbe of lyke force vertue & strength, as if the same commissions and euery of them were made and graũted by any kynge lawfully reignyng in this realme, & opteininge the crowne of the same by iuste title. So that one especiall acte be made for suche persons that were before this time endamaged for the kynge. And also that al maner of actes and ordinances made by auctorite of any parliamẽt or parliamentes holdẽ in the time of any of the saide late pretensed kynges, for the conseruacio and keppynge of the towne of Shrewsbirie, and of the good peasible and quyet rule and gouernaunce within the saide towne, betwirte the inhabitauntes of the same and euery of theim: shalbe of lyke force and effecte, as if the same actes or ordinãces, and euery of them, were made in the time of any kynge or kynges lawfully reignynge in this realme, and opteynynge the crowne of the same by iust title. Also where as the saide late pretensed kynge Henry the .vi. in dede and not of right kynge of this realme, by his chartre indented vnder the seale of the duchie of Lancaster sealed, beatinge date the .xx. date of marche, the .xxiiii. yere of his vsurped reigne, did geue and graunt, and by the same chartre confirmed to william abbot of Bilande, the maner of Kilbourne, with the appurtenaunces, in the countie of Yorke, with all the knightes fees, viewes of frankeplege, franchises, liberties, commodities, profites, and apurtenances to the same maner, to haue and to hold the said maner, with the other premisses to the said abbot and his successours for euer, yelding therfore to the said pretensed kynge Henry the .vi. and his heyres dukes of Lancaster .xxi. s. yerely, where the saide pretensed kynge, nor none of his auncesters dukes of Lancaster before the same tyme were neuer answered of the sayde yerely issues and profytes of the same manor, but of .xvi. li. by yere onely, the sayd .xxi. li. to be payde at the feastes of Pẽthecoste and seint Martyn in wynter by euen portions, for all seculer seruices, with clause of distres for defaute of payment of the sayd rent by halfe a yere, in all the maners landes and tenemẽtes of the saide abbot & conuente within the same countie, as in the same chartre therof made more plainly appereth. That all the same chartre gyfte and graunt shalbe tyl this tyme and fromhens forward to the sayd abbot and couent & to theyr successours of lyke

Cõmission of peace.

Shrewsbury.

of lyke force & effecte, as they were the fyrst day of Marche last past. Any acte or ordinaunce made in this present parliament, notwithstādinge. And also that all grauntes and licenses made by letters patentes of any of the saide late pretensed kynges, to any abbot and couent, prior and couent, or to any other person or persons, to haue and make by free election within the selfe at any voidans, abbot or prior, and to be conuētual perpetual and electife, where before thei were datife and remouable, shalbe of like strength vertue and effecte, as if the same grauntes and licences or any of them were made by any kynge lawfully reignyng in this realme, and optenynng the crowne of the same by iust title. Also that al recordes of recognisaunces and dedes enrolled had and made in any courte or courtes of recorde or before any iustice of recorde, in the tyme of the reignes of any of the saide late pretensed kynges: shalbe of lyke force vertue and effecte, as if the same recordes were had or made in the tyme of any kynge lawfully reigninge in this realme, & optenynng the crowne of the same by iust title. And also that all lycences & grauntes made by any of the sayde late pretensed kynges to any person or persones, to make haue enclose and enioye any parkes, waren or free chace or to embatell, to carnel, to mastol, or to make any towre castell or fortresse, within this realme, shalbe of lyke force vertue and effecte, as if the saide grauntes and lycences were made by any kynge lawfully reignyng in this realme, and optenynnge the crowne of the same by iuste title. Prouided alwais that this acte do not extende nor bee preiudiciall to the right noble highe & mighty princesse Cecyle duches of Yorke, mother vnto our sayde soueraigne lorde the kynge, of any graunt or grauntes made to hir by the kinge by his letters patentes before the first day of this pliament, by what so euer name or names she be called in the same letters patentes, but that the same letters patentes, and euery graunt therin conteyned: be of lyke force and effecte as they were before the fyrste day of this parliament. This acte or any other made or to be made in this present parliamēt notwithstāding. Prouided alwaies that this acte nor none article of the same do not extend to any landes, tenementes, possessions, hereditamentes, or other thynges, whiche the kynge ought in any wyse to haue by force of any acte of attein-dre of any person or persons made in this present parliamēt. Prouided also that no person or persons atteinted in this present parliament, or being out with the kynges enemies take any benefite or auauntage by this acte, nor none other acte made or to be made in the saide parliament.

Cap. ii.

Enditemētes presētmentes.

Sheriffes turnes.

¶ Also where as many of the kynges faythfull liege people, aswell spirytual as temporal, by the inordinate and vnmeasurable enditementes & presentmentes, aswell of felonie, trespaces, and offenses, as of other thinges, which of lōge time hath ben had & vsed within the counties of this realme, and taken before sheryues for the tymes beinge in their countie seuerally, vnder their seales, their clerkes, baylyffes, & theyr ministers, at their turnes or lawedaies holde before them seuerally in the counties, which enditemētes and presentmentes be often times affyrmed by turrours hauing no cōscience nor no freholde, & little goodes. And often times by the said sheriues

menyal

menial ſeruantes and bayliffes and their vndercherpues. by whiche enditementes and preſentemes the ſayde laufull liege people be attached and arreſted by their bodies, and put in priſon by the ſaide cheriues, vndercherpues, theyr clerkes, bayliffes and mynifters, to the great dures of theyr goodes, and they ſo beynge in prſon by the ſayd cherpues, vndercheriues, their clerkes, baylyffes and their miniſters, are conſtrained to make greeuous fines and raunſoms, and leuey of them great fines and amerciamentes for the ſaide enditementes and preſentmentes, in great preiudice and vtter vndoinge of the ſaide liege people. After which fynes raunſoms and amerciamentes ſo atchiued & leuied by the ſaide cheriues, vndercherpues, clerkes, bayliffes, and their mynifters, the people aforeſaide be enlarged out of priſon, and the ſaide enditementes and preſentementes be embeſiled and withdrawen. Our ſaid ſoueraigne lorde the king, conſidering the premiſſes, by thaduiſe and aſſent of the lordes ſpirituall and temporal, and at the requeſte of the cominons in this preſent parliament aſſembled, and by auctoritee of the ſame, hath ordeined and eſtabliſhed, that al maner enditementes and preſentmentes that ſhall be taken hereafter before any of his ſayde cheriues of his counties for the time beynge, theyr vndercherpues, clerkes, baylyffes, or other miniſters at theyr turnes or lawedaies before mencioned, they nor none of them ſhal haue power to attache arreſte or put in prſon, or to leuey any fynes or amerciementes of any perſon or perſones ſo endited or preſented, by reaſon or colour of any ſuche enditement or preſentment taken or to be taken before them or any of them, of any ſuche perſone or perſones ſo endyted or preſented any fyne or raunſome, but that the ſaide cheriues and their vndercheriues, clerkes or bailiffes and their mynifters, ſhal bringe preſent and deliuer al ſuche enditementes and preſentmentes taken before them or any of them in their turnes or lawdaies aforeſaide, to the Juſtices of peace at their nexte ſeſſions of the peace that ſhalbe holden in the countie or counties where ſuch enditementes and preſentmētes ſhalbe taken before the ſaide Juſtices of ſuche countie or counties for the tyme beinge. And if any of the ſaide cherpues, vndercheriues, clerkes, baylyffes, and their miniſters do not bringe deliuer and preſente all ſuche enditementes or preſentmentes ſo taken before them and euery of them in their turnes or lawdaies, as before is recited, at ſuche ſeſſions of the peace before the ſaide Juſtices of peace, that thā al ſuch cheriues, vndercherpues clerkes, baylyſſes, and theyr miniſters and euery of them, that ſo ſhall faile in bryngynge delyuerynge and preſentynge of ſuche enditementes & preſentmentes, ſhall forfaite to the kynge. xl. poundes at euery tyme that they or any of them dothe the contrary. And that the ſaid Juſtices of peace ſhal haue power and auctoritee to awarde proces vpon all ſuche enditementes and preſentmentes, as the lawe dooth requyre and in like fourme as if the ſaide enditementes & preſentementes were taken before the ſaide Juſtices of peace in the ſaide countie or counties. And alſo to arraine & delyuer all ſuche perſons or perſone ſo indited and pretented before the ſayd cherpues, vndercheriues, theyr clerkes bayliffes, and their miniſters or any of them

Lawdaies

Juſtices of peace.

in

in theyr ſaid turnes or lawdayes. And al ſuche perſones or pſone, which be endited or preſented of trelpas, to make ſuche a fyne as ſhal ſeme lauful by their diſcrecions. And the ſtretes of the ſayde fynes and amercementes to be entolled, and by endenture to be delyuered to the ſayde ſheriues, vnderſheriues, their clerkes, bayliffes, or mynſters or any of them, to thuſe and profyte of him that was ſheriue in the ſayde counties or coutie at the tyme of ſuche enditementes or preſentimentes taken. And if any of the ſayde ſheriues, their vnderſheriues, clerkes, bayliffes, or theyr inpnſters dooe arreſt attache or put in priſon, or cauſe any fyne or ranſome to be taken, or leuey any amercement of any perſone or perſons ſo endited or preſented, by reaſō or colour of any ſuche enditement or preſentment taken before thē at theyr tournes or lawdays aboue reherſed, before that they haue proces from the ſayde Juſtices of peace, or eſtretes delyuered out of the ſayde enditemētes or preſentmentes ſo brought delluered and preſented to them, that then the ſayd ſheriues, whiche ſo doth, ſhall forfayte. C. li. the one halfe therof to be emploied to the expenſes of the kinges houſe, and the other halfe to the parties or partie, whiche be or is endamaged, and ſhal haue an action of dette at the common lawe, and like proces, as is in an action of det at the commō lawe and that the defendant or defendantes in ſuche ſuites or actyons of det, ſhal not be eſſoyned nor wage their lawe, And if he or they or any of thē againſte whom this action ſhalbe taken, do offre or caſte any protection or other impediment, in retardation of the ſaide ſuites or actions, that ſhall not be allowed. Prouided alwaies that this preſent ordinaunce do not extende, nor in any wiſe be prejudicial to the ſheryues of the cytie of London nowe beinge, or whiche at any time herafter ſhalbe, concernynge any inditementes or preſentmentes to be taken within the ſaide cytie of London. London.

Prouided alſo that this acte extende not nor be prejudicyal to any perſone or perſonnes, whiche hath grauntes of any fines or amercementes by anie letters patentes of our ſaide ſouereigne lorde the kynge, or of any of his progenitours or predeceſſours, bearynge date before the. x. day of December nexte after the beginnynge of this parliament. And that this acte and ordinaunce do not extende nor be prejudictall to any perſon or perſons, hauinge any liberties or franchyſes by any of the ſaide letters patētes, or in any other maner by preſcription. And that this ordynaunce be in his force and beginne to take effecte at the. xl. date nexte after the. vi. date of Maie nexte after the begynning of this preſent parliament, vpon the whiche. vi. day the ſaide parliament was diſſolued.

Hereafter folowith the ſtatute made at weſtmynſter in the thyrd yere of kynge Edwarde the fourth.

AT the parliament ſommoned at weſtminſter, the. xxix. day of Apryll the thirde yere of the reygne of kynge Edwarde the fourth after the conqueſt, diuers ſtatutes and ordinaunces, to the honour of god and of holy churche, and for the welthe of the kynge and of his people, by thaduiſe and aſſent of his lordes ſpirituall and temporall, and the cōmons in the ſaide

parliament

parlyament assembled, and by auctoryte of the same, were made in the maner and fourme as foloweth.

¶ Fyrste because that the chiefe and principal commoditie of this realme of Englande consisteth in the wolles growyng within the saide realme & to thentent that sufficient plentie of the said wolles may continually abide and remaine within the realme, whiche may competently and reasonably serue for the occupacion of clothmakers of Englande, and of all the membres and braunches of the same, wherby the cityes boroughes and townes within the same realme fallen in great and piteous desolacion ruyne and decay by thoccasyon of ydelnes, may be (yf god wyll) multiplyed in inhabitacion, and by labour restored to their auncient ioy & prosperitie, by which the vyces and inconueniences maye to the pleasure of god bee auoyded: Our soueraygne lorde the kynge, in consideracion of the premysses, by the aduyse and assent of his lordes spiritual and temporall, and at the requeste of the commons aforesaide, hath ordeyned and establisshed, that from the feast of saint John Baptiste nexte ensuynge no persone alyen nor straunger borne, by hym or any other for hym, pryuye or appert, shall bye or shyppe any maner wolles or wolfelles, morlyng or shorlynge, within anye parte of this realme of England or Wales, or them or any of them cary out of the same realme or Wales. Nor that any person straunger alyen or denysyn, or any other the kynges subiecte, from the saide feast, shall cary any wolles wolfelles morlyng or shorlyng of the growynge of the countreis or coũties on this syde the water of Teese, ouer the same water towardes the northe, vpon peyne of forfayture of suche wolles wolfels morlyng or shorlyng. The one halfe therof to be had to the profite and vse of our saide redoubted soueraine lord the king, & the other halfe therof to thuse & profyte of hym or them shall fynde and lawfully proue suche bryngе shyppynge or cariage contrary to the sayd ordinance. The wolles wolfelles morlyng and shorlyng of the growyng of the coũtes called Alderton shyre & Rychemondshyre onely excepte. And also he hath ordeyned and establisshed, that no parcel of the saide wolles wolfelles morlyng or shorlyng, be shypped or caryed to any other place out of the said realme or Wales, but onely to the towne of Caleys. The wolles wolfelles morlyng & shorling of the growing of the counties of Northumberlande Comberland and westmerland, and of the growynge of the bysshoprycke of Durhame, betwyxte the waters of Tyne and Teese, and of the sayde countyes of Alderton and Rychmonde excepte. And yf any persone or persones do the contrarye therof, or shyppe any wolles wolfelles morlyng or shorlyng, of the growing of any countrey or countie of the saide realme of Englande, excepte before excepted, on this syde the sayde water of Teese, or any porte or creke of the same water, or in the same water: that than he which shal so shyppe or carie, or do to be shypped or caried, shal forfayte and lose al suche wolles wolfelles morlyng and shorling, or the valour therof. The one halfe of the same forfeiture to be applyed to thuse of our said soueraigne lord the kyng, and the other halfe to hym that shall proue suche forfayture, and sease the same wolles wolfelles

Cap. I.

Wolles & wolfelles.

Straunger borne.

Shipping of wolles.

Caleis.

Water of Teese.

mo⁊lyng & sho⁊lynge. And also the same our soueraigne lo⁊de the kyng, by thaduyse and assent afo⁊esaid, hath o⁊deyned and stablysshed, that no persone, after the saide feaste, shall shyppe any wolles wolfelles mo⁊lynge o⁊ sho⁊lyng of the growyng within any of the said coũties of No⁊thũberland Comberland & Westmerland, o⁊ within the said bysshop⁊ich of Durhame, betwyxte the said water of Tyne & Teese, o⁊ within the said coũties called Alderton shyre Richem̃ shyre, but onely at the towne of Newcastell: vppon peyne of fo⁊faiture of the same wolles wolfelles mo⁊lyng and sho⁊ling, the one halfe therof to our said soueraigne lo⁊de the kyng, and the other halfe to any of the kynges lyege people, inhabytyng in the towne of Newcastel, which shall sease the saide fo⁊faiture, to be applied to thuse and p⁊ofite of the same towne. And also by thassent and auctho⁊itie afo⁊esaide it is o⁊deyned and stablysshed, that no person from the said feast, p⁊iuily no⁊ appertly shall conuey o⁊ carie, o⁊ doo to be conueyed o⁊ caried any wolles o⁊ wolfels out of this realme of Englãd o⁊ Wales, to any other place than to Caleis, excepte the wolle and wolfels befo⁊e excepted, vpon peine of imp⁊isonmẽt by .iij. yeres, and to fo⁊fait the valour of the same wolles & wolfelles, the one halfe therof to be payde to thuse of our saide soueraygne lo⁊de the kynge, and the other halfe to any of his lyege people, whiche shall espie suche fo⁊faiture & sue fo⁊ the same. And that he haue therof an action of det, aswell fo⁊ our soueraigne lo⁊d the kyng as fo⁊ hym selfe of the said valour of the fo⁊faiture afo⁊esaide, to be had and pursued in the countie where such fo⁊faiture shall happen: In which action the defendant shal not be resceyued to wage his law, no⁊ no essoyne no⁊ p⁊otection fo⁊ the same defendant to be allowed. And mo⁊eouer the same our soueraigne lo⁊d the kyng hath o⁊deyned and stablysshed, by thassent and auctho⁊itie afo⁊esaid, that no marchãt of the saide staple of Calays, by hym selfe no⁊ by none other person fo⁊ hym selfe, shal sel o⁊ vtter tro̅ the feaste of sainct Michell tharchangell nexte ensuynge, any wolles wolfelles mo⁊lynge o⁊ sho⁊lynge, o⁊ any other marchãdises of the staple to the said staple, but that he befo⁊e o⁊ vpo̅ the deliuerey of the same resceyue and take redy payment and contentacion fo⁊ the same wolles wolfelles & other marchandises of the saide staple in hande, wherof the halfe parte shalbe in lawful money of England plate o⁊ bullyon of syluer o⁊ goldeand all the same money duely b⁊ynge into this realme of Englande: And the plate and bullion so resceyued do duely to be coyned at the mynt of Caleys. And all the money therof made and coyned, duely b⁊inge into England within .iij. monethes nexte after thafo⁊esaid sale, vpo̅ peyne to fo⁊fait fo⁊ euery sacke of wolle. v. markes, and fo⁊ euery .CC.xl. wolfels otherwise solde. v. markes. And fo⁊ the contrarie sale of euery halfe sacke of wolle, o⁊ any other quantite of wolle, and euery .Crr. wolfels, and euery other nombre therof, after the rate and quantite of the saide fyue markes. And that no marchaunt of the sayde staple, from the sayde feaste of sainct Michel, shal selle vtter no⁊ alyen his p⁊op⁊iete of the saide marchaundises of the said staple, no⁊ no parcel of the same, to any place out of this realme, other than to the saide staple of Caleis. P⁊ouided alwayes that if the said money

Newcastell.

Staple of Caleys.

Plate and Bullyon.

Marchãt of the staple.

money ordeined by this ordinance to be brought into this realme, be drowned in the sea, or taken awaye by ennemyes in the sea, or if the bryngynge therof be lette by contrarie wynde or tempest: that than if the same money, whose bryngyng shalbe let by such wynde or tempest, be brought into this realme of Englande as soone as conuenient passage for the same maye be had, than the marchaunt owner of the same shal in no wyse be endamaged by thoccasion of not bryngyng the same money as afore is said. And more ouer because that dayly great disceipte is done in the wyndyng wappyng and makynge fleeses of wolle within this realme, by thowners of the same wolle, by puttynge in the same fleeses lockes of wolle, and peeces of worse wolle than the fleese is, and also puttynge in the same fleeses tarre, stones, sande, grasse, or dyrte, to the great domage of ỹ byer of the same wolle within this realme of England, and to the great reproue & domage to the marchantes of this realme of Englande, whiche carieth the same welles out of the saide realme: our soueraygne lorde the kynge hath ordeyned and stablysshed by auctoritie aforesayde, that euery persone within this realme of England, that wyl sell any welles in any parte within the same realme of England by waye of sale, from the said feaste of saincte Johñ ordeyned and prouided: that the same wolle be wel and lawfully wounde, without doing any disceypte in the same, vpon peine to forfaite to the kyng for euery such fleese, in whiche any suche defaute shalbe founde, vi. d. And that the Justices of peace of our souereigne lorde the kynge in euery countie cytie and towne of this realme of Englande, haue auctoritie and power to enquyre of the saide disceiptes in their sessions of peace, and to here and determine the said defautes aswell by due examination as otherwyse. Moreouer he hath ordeyned and stablysshed by thauctoritie aforesaide, that no persone inhabytyng within this realme of England, other than marchantes straungers, from the said feaste of saincte Johñ, shal freyt nor charge within this realme of Englande or Wales, any shyppe or other vessell of any alyen or straunger, with any marchandises to be caryed out of the said realme of Englande or Wales, nor shal bryngē into the same, if he maye haue sufficient freyt in the shyppes or vessels of denysyns of this realme, vpon peyne to forfait the same marchandises. The one halfe to thuse of our said souereigne lorde the kyng, and the other halfe to hym or them, which shall sease the same marchandises. And that this present statute and ordinaunce, concernyng welles and wolfeles morlyng and shorlyng, and also the receipt of bullyon & the bryngyng in of money, and also shyppyng in the shyppes of denysyns, shal be in their force vertue and strength by .iij. yeres next folowyng the said feastes of saincte Johñ and saincte Michel next commyng in all thinges according to thentent aboue declared and specified.

Money.

wyndinge of wolle.

Justices of peace.

Marchãtes straungers.

Shyppes.

Cap. ii. Corne.

Where as the labourers and occupiers of husbandrye within this realme of Englãd be dayly greuously endamaged by bryngyng of corne out of other landes & parties into this realme of Englande, whan corne of the growynge of this realme is at alowe pryce: Our redoubted soueraygne lorde the kyng considerynge the premisses, by the aduise assent and auctoritie

rities aforesaid, hath ordeyned and established, that no person from the feast of saincte Johñ the Baptist nexte commyng shall bryng nor cõuey into any place or porte of this realme, by wape of marchaundise, nor otherwise, any wheate, rye, or barly, which is not of the growynge of this lande, or of any ple pertaynyng to the same, or of the growynge of the countrey of Irlande or wales, at any tyme that the quarter of wheate doth not exceede the price of. vi. s. viij. d. The quarter of rye doth not exceede the price of. iij. s. And the quarter of barlye. iij. s. of lawfull money of England within the place or porte where such wheate rye or barlye shal happen to be broughte, upon peine of forfaiture of the saide wheate, rye & barlye. The one halfe to thuse of our soueraigne lorde the kynge, and the other halfe to hym, which shall happen to seale such wheate, rye, or barlye. Prouided alwayes that this acte extende not to any wheate, rye, or barlye, taken by any of the kinges lyege people upon the sea without fraude or couyn.

Cap. iii

Sylkewomen.

Item it was shewed in this present parlyament to our soueraigne lorde the king, and to the lordes of the parlyament, by the sylke women and spinsters of sylke within the citie of London, that diuers lombardes and other alyens straungers, pinnagynynge to destroye theyr craftes and all suche vertuous occupacions for women within this lande, to thentent to enriche them selfe, and to put such occupacions into other landes dayly bryngyng into this realme of Englande wrought sylke, wrought rybans, and laces falsely & disceitfully wrought, coffes of sylke, & all maner of other thinges touchyng the same mysteries and occupacions redye wrought, and wyll not bryng in any vnwrought sylke as they were wonte to do, to the vtter destruction of the sayde occupacions and mysteries: Our sayde moste redoubted soueraigne lorde the kyng, consideryng the premisses, by thaduise assent and auctorities of the lordes spirituall and temporall, and at the requeste of the comẽs aforesaid, hath ordeyned enacted & stablished, that no

wrought Sylke.

straunger, or any other pson straunger or denyzyn, bryng or do to be brought by way of marchaundise any wrought sylke, throwen rybans, laces, coffes of silke, or any other thing touching or cõcerning the mysterie of silke wrkers in any parte or places of this realme of Englãd frõ beyõde the sea: yͭ thã the same wrought silke, throwen ribãs, laces, coffes, & other things so brought & wrought touching the same mysterie, shalbe forfait. And that euery seller of any of the thynges abone named, brought as afore is saide, shall forfait for euery defaute. x. li. the one halfe therof to be leuyed & had to the vse of the peuerer of the kinges house, and he that wyll sue for the same shal haue the other halfe of the same forfaiture. And that it be lawful to euery person or persones of the kinges lyege people to haue and mainteyne an action or actions of det at euery tyme, as well for the same forfaiture of the saide. x. li. as for the thing so forfaite. And processe of outlagarie in the same and all other processes as in an action of det at the commen law, & that in the same no protection nor essoyn to be allowed. And that the mayre of the said cytie

Mayre.

that for the time beyng, haue sufficient power & auctorities to assigne. iij. iiij. or v. sufficient and credible men of the same cytie by his discrecyon, to be

swore

swoꝛne vpon a boke to make due ſurche within the ſame citie & the libertie therof, as often as to theim ſhall ſeme expedient of all thynge had oꝛ done contrarie to the pꝛemiſſes. And they to make due relacion to the mayꝛe & aldermen of the ſaid citie foꝛ the tyme beyng, foꝛ moꝛe playne informacion in this behalfe to our ſaid ſoueraigne loꝛde the kyng, and to thoſe perſons which will ſue foꝛ the ſame. And that this ſaid oꝛdinance abyde & be in his foꝛce & take effecte at the feaſte of ſainct Peter called ad vincula nexte cõming. And this oꝛdinance ſhal endure tyl thende of .v. yeres nexte enſuyng.

Ca.iiii. Artificers.

¶ Item where as in the ſaide parlyament by the artificers of manuel occupacions men and women, inhabytynge and reſeaunt in the citie of London, & other cities, townes, burghes, and villages within the ſame realme of England and Wales, it hath ben piteouſly ſhewed & complayned, howe that all they in generall, and euery of them, be greatly impouerliſhed and greuouſly damaged and pꝛeiudiced of their woꝛldly encreace & dayly lyuynge, by the great multitude of diuers chaffers and wares perteyning to their miſteries and occupacions, beyng fully wꝛoughte and redy made to ſale aſwell by the handes of ſtraũgers beyng the kinges enemies as other in this realme & Wales, caried and bꝛoughte from beyonde the ſea, aſwell by marchaũtes ſtraũgers, as denyſyns & other pſons, wherof the greateſt parte in ſubſtance is diſceitfull & nothyng woꝛthe in regarde of any mans occupacion oꝛ pꝛofite, by whiche occaſion the ſaide artificers can not lyue by theyꝛ miſteries and occupacions as they haue done in tymes paſte, but diuers of them as well houſeholders as cõductes, & other ſeruaũtes & appꝛentices in great nombꝛe, be at this day vnoccupied, & do hardly lyue in great miſerie pouertie and ruine, wherby many inconueniẽces haue come beforꝛe this tyme, and hereafter moꝛe be lykely to come (which god defende) yf due remedy be not in this behalfe pꝛouided. Our redoubted ſoueraigne loꝛde the kynge, conſyderynge the pꝛemiſſes, and wyllynge in this caſe to pꝛouide remedy, by thaduyſe aſſent & auctoꝛitie afoꝛeſaide, hath oꝛdeyned, enacted, and ſtablyſſhed, that no marchant boꝛne ſubiecte of our ſaid ſoueraigne loꝛde the kynge, denyſyn noꝛ ſtraunger, noꝛ other perſone after the feaſt of ſainct Michel tharchãgel nexte cõming, ſhal bꝛyng ſende noꝛ cõuey noꝛ do to be bꝛought ſent noꝛ conueyed into this realme of Englãde, and ſeignoꝛie of wales, any of theſe chaffers oꝛ wares vnder wꝛitten that is to ſay, any wollen cappes, wollen clothes, laces, coꝛſes, rybãs, frenges of ſilke & of thꝛede, laces of thꝛed, ſilke twyned, ſilke in any wyſe embꝛoudꝛed, laces of golde of ſilke oꝛ golde, ſadels, ſtyꝛoppes, oꝛ any harneys perteynyng to ſadels, ſpoꝛres, boſſes foꝛ bꝛydels, ꝛundyꝛons, gredyꝛons, any maner of lockes, hammers, pinſons, fyꝛetonges, dꝛypppyngpannes, dyce, tenesballes poyntes, purſes, gloues, gyꝛdels, harneys foꝛ gyꝛdels, of yꝛon laten ſteele tynne oꝛ of alkemyne, any thyng wꝛought of any tawed lether, any tawed furres, buſcans, ſhowes, galoches oꝛ coꝛkes, knyues, daggers, wodknyues botkyns, ſheres foꝛ taylours, cyſours, raſers, cheſſemẽ, playeng cardes, cõbes, patyns, paknedels, any peynted ware, foꝛcers, caſkettes, tynges of coper, oꝛ of laten gylt, chaffindyſſhes, hangyng cãdelſtickes, chaffingballes,

Wares of chaffers wꝛought & bꝛought frõ beyõde the ſea.

farringbelles, rynges for coutteins, ladles, scommers, counterfeat basyns ewers, hattes, bzushes, cardes for woll, or any whyte wyze, or any of those wares or chaffers to be vttered & solde within the same realme of Englād, or in the countrey of Wales by way of marchandise, vpon peine to forfait the same marchandises at euery tyme and as often as they may be founde in the hādes of any person or persons to be solde. The one halfe of the same forfaiture to be payde to thuse of our soueraigne lozd the king, & the other halfe to hym which will firste seyse the same for the kyng. The same halfe Eschetour so seased for our soueraine lozd the king to be deliuered by the said seisour therof to the eschetour of the countrey or place where the same seisyn shalbe, by indēture betwyxt them made, duely to answere therof in his accompte. Pzouided alwais that if any of ỹ said wares or chaffers made out of this lande, be take vpō the sea without fraude or collusion, or cometh into this realme of England, or in the countrey of wales, by way of wzecke, ỹ those be in no wyse taken within this ordinaūce or statute, but that they may be solde within this realme of Englād or wales, this ordināce or statute notwithstanding. Pzouided also that all wares & chaffers made and wzought in the lande of Irlande or Wales, may be bzoughte & solde in this realme of England as they were wont before the makyng of this statute, this ordinaunce or statute notwithstandyng. Also our soueraigne lozde the king hath ordeined & established, by thassēt & auctozitie afozesaid, ỹ the maisters or wardens for the tyme beyng of euery crafte and mysterie in euery cytie Wardeyns of crafts. burgh towne & village, where any such crafte or mistery is vsed or occupied shal haue sufficient power and auctozitie in euery such citie towne burghe and village, where thei for the time beynge, shalbe wardens or maisters of Wayte. any such crafte or misterie. And the maire of such citie burghe town or village for the time beyng, if any mayze be, or the bayliffes or bayliffe of any such citie burghe towne or village for ỹ time being, if any bayliffes or baylyffe there be & no mayze, or serjeāt, or any other officer to thē assigned by ỹ said mayze bailiffes or bailiffe, in euery such citie burghe town & village where any such crafte or mysterie is vsed or occupied, where no suche maisters nor wardens of any such crafte or misterie be, ỹ the maisters or wardeyns of the craftes & misteries of the citie towne burghe or village nerte Cōstable. adioynynge to the same, & the constable of such citie burghe towne or village, shall haue power and auctozitie to serche in their owne craftes & misteries, and in all other craftes & mysteries, vtteryng by waye of sale any suche chaffers, aswel within cities burghes townes & villages of the same realme of Englande & of the countrey of wales, as within the liberties & fraunchises of the same cities burghes townes and villages at all tymes reasonable by their discrecion, at fayzes and markettes, shoppes open, and warehouses all maner wares chaffers and marchaundises perteynyng to euery of their pzoper craftes & misteries, whiche shalbe made by any alyen artificer man or woman, or any other persone or persones within the same realme of England or wales, or which at any time shalbe occupied by any of the said craftes or misteries, in whose handes so euer they may be foūde.

Pzouided

Prouided also that the saide maisters wardens & other named in the saide ordinaunce to be serchеours, shall not entre in any place exempte by priuilege, fraunchise or custome to make in the same any serche as is aforesaid, but by the surueyeng of some officer of euery such place so exempte, where any such serche shall happen to be made. And if the said serchеours by the same serche do fynde that suche chaffers wares or marchaundyses, or any parte therof, be not pure lawfull & able chaffers wares or marchaundises and ryghtfully wroughte and made, as they ought to be, and that duely proued: that than it shalbe lawfull to suche serchеours to take and seise all such chaffers wares and marchandises, which shal so be founde not good pure lawfull or able: nor ryght fully wroughte, as a thynge forfayte: The one halfe of the same forfaiture to be payde to thuse of our said soueraigne lord the kyng, & the other halfe therof to such maisters or wardeins, which so shall make serche and fynde the same. And that this present ordinaunce or statute concernyng the said artificers stande and be in his force as long as shal please our soueraigne lorde the kinge. Prouided always that this ordinaunce and acte, nor none other ordinance or acte made or to be made in this present parliament, shall not extende nor in any wyse be prejudicial or hurtfull to Roberte Stylpyngton clerke, deane of the free chapell of our soueraigne lord the kyng of sainct Martyn the graund of London, nor to his successours of the said chapell hereafter for the tyme beyng in any maner, nor to the said Robert deane and chapitre of the same chapel, as in and for all maner, priuileges, liberties, fraunchises, ryghtes & customes in any maner perteynyng to them before this parliament. Nor to any persone or persons dwellyng or inhabityng, or which shall hereafter inhabite & dwel within the seyntuarie & precincte of the same chapell, and especially within the lane, commonly called sainct Martyns lane.

Item prayen the cōmens in the said parlyament assembled to our saide soueraigne lorde the kynge, to reduce to his gratious remembraunce, that in the tymes of his noble progenitours diuers ordinaunces and statutes were made in this realme of England for the apparayle and arraye of the comens of the same realme, aswel of men as of womē, so that none of them ought to vse or weare any inordinate & excessiue apparaile, but only accordyng to their degrees: Whiche statutes & ordinaunces notwithstandyng, for defaut of punisshement & puttyng them in due execucion, the cōmens of the said realme, aswell men as women, haue worne and dayly dothe weare excessiue & inordinate array & apparayle, to the great displeasure of god, and impoueryshyng of this realme of England, & to thenrichyng of other strange realmes & countreis, to the fynall destruction of the husbandry of this said realme. Our said soueraigne lorde the kynge, by the aduise and assent of the saide lordes, and at the speciall request of the saide commens assembled in the saide parlyament, and by auctorite of the same, hath ordeined & establisshed, ꝙ no knyght, vnder the state of a lord, other than lordes childzen, nor no wife of such knyght, from the feast of the purificacion of our lady, which shalbe in the yere of our lord god. M.CCCC.lxv. shall

Cap. v.

Pe this statute repelled. viii. H. viii. ca. viii.

Apparayle

weare any maner cloth of golde, or any cotes wrought with golde, or any furre of sables. And if any such knyght do the contrarye, or suffre his wife or childe (the same childe beyng vnder his rule & gouernance) to do the contrarie, that than he shall forfaite for euery such defaute. xx. li. to the kyng. And also that no bacheler knight, nor his wife, ne the said feast shal weare any cloth of veluet vpon veluet, but such knightes which be of the order of the garter & their wyues, vpō peyne to forfayte to the kynges vse for euery such defaute, xx. markes. Also that no person vnder the estate of a lord, from the said feast weare any maner clothe of silke, beyng of ỹ colour of purple, vpō peine to forfait to the king for euery defaut. x. li. Also that no esquyer nor gentylman, nor none other vnder the degree of a knyght, nor none of their wyues, except the sonnes of lordes & their wyues, & the doughters of lordes, esquyars, for the kynges bodye & their wyues, shall weare from the said feast any veluet, satyn braunched, or any counterfait cloth of silke resemblyng to the same: or any cotes wroughte like to veluet or satyn brauched, or any furre of Ermyne, vpon peyne to forfayte for euery defaute. x. markes to the kynges vse. And that no esquyar nor gentylman, nor none other vnder the degrees aboue rehersed, shal weare from the said feast any damaske or satyn, except ỹ meynial esquyars, serieantes officers of the kinges house, yemen of the crowne, yemen of the kinges chambre, & esquiars & gentylmen hauyng possessions to the yerely valure of. xl. li. & their wyues, & wydowes hauing like possessions, & the doughters vnmarried of persons hauyng possessions to the value of. C. li. by yere, vpō peine to forfait to the kyng for euery defaute. C. s. Prouided alwaye that the stewarde chāberlayne treasourer & cōptroller of the kinges house, & knightes for his body & their wyues, maye weare furres of sables & ermyns. And ỹ the mayres of the citie of London, which be or hath bene, or hereafter for the time shalbe, and their wyues may weare such arraye as before is lymytted to bacheler knyghtes & to their wyues. And that such which be or hath bene, or for the tyme shalbe aldermen or recorders of the same citie, & al mayres & sheriffes of cities townes or burghes of this realme of Englād, such as be counties corporat: and al mayres & bayliffes of all other cities: & of euery of the fyue portes, & the barōs of the same portes, such as haue ben chosen & assigned, or hereafter shalbe chosen & assigned to do their seruice at the coronacio of the kyng our souereigne lord: or of my lady the quene. And mayres & bayliffes of burghes corporate beyng shyretownes, & the mayres & bayliffes of Colcestre & Lynne, & the recorders of the said cities burghes & townes beyng counties corporate, and of all other cities nowe beyng recorders, or which hath bene or in time to come shalbe, and thaldermen of the same and their wyues in lyke maner, may vse and weare such arraye as before is lympt to esquyars and gentylmen before specified, hauyng possessions to the yerely valour of. xl. pounds. And also our said souereigne lord the kynge hath ordeyned and stablissched in this present parliament, that no man but such as hath possessions to the yerely valour of. xl. li. or aboue shall weare from the saide feaste any furre of martrons letuse pure graye or pure mynuer

wyuer, nor no wyfe, sonne, doughter, or seruant of any man (the same sonne or doughter, beinge in his rule and gouernance) nor no wydowe but suche as hath possessions of the said yerely valour of .xl. li. shal vse nor weare any of the saide furres, or any gyrdell garnysshed with golde or syluer, in any parte of the same gyrte, or any cotse of silke made out of this realme of Englande, or any kouerchiefes, whereof the prise of a pyece shall exceede the some of .iij.s. iiij.d. vpon peine to forfaite to the king for euery defaute therof, .x. marckes. Prouided alwayes that the saide meynyall esquyers serieauntes officers of the kynges house, yomen of the crowne, yomen of the kynges chamber, and esquiers & gentilmen, haupnge possessions of the said yerely valour of .xl. li. and thaforesaid mayres, recorders, aldermen, sheryues, and bayliffes of euery of the said cities, townes, and burghes, and the said barons of the fyue portes of the realme of Englande, & also their wyues may weare the saide furres of martrons, foyns, letuse, pure grape, or pure menyuer, and also that their saide wyues may vse and weare gyrte gyrdels & kouerchiefes of the price of .v.s. the pece. More ouer he hath ordeined and stablysshed, that no man but such as hath possessions of ȳ yerely valour of xl.s. shall weare in arraye for his body from the said feast any fustyan, bustian nor fustian of naples, skerlet, clothe in greine, nor no furre but blacke or white lambe. All mayres, aldermen, sheryues, barons of the fyue portes bayliffes of cities & burghes, and other beforeprouided & their wyues, and the menyall seruantes of yomens degree of lordes & knyghtes esquyers & other gentylmen haupng possessions of the saide yerely valour of .xl. li. excepte, vpon paine of xl.s. to be forfaite to the kyng for euery such defaute, Also he hath ordeyned & stablisshed, that no yoman, nor none other person vnder the same degree, frō the said feast of sainct Peter called ad vincula, which shalbe in ȳ yere of our lord .M.cccc.lxv. shal vse nor weare in arraye for his bodye any bolsters nor stuffyng of wolle coton nor cadas nor other stuffynge in his doblet, but only lynyng according to ȳ same, vpō paine to forfaite to the kinges vse for euery such defaute .vi.s. viii.d. Also our saide soueraigne lorde the kynge, by thaduise & assent aforesaide, hath ordeyned & stablysshed, that no knyght, vnder the state of a lord, esquier gentylman nor none other person, shal vse nor weare frō the feast of al seyntes, whiche shalbe in the yere of our lord .M.cccc.lxv. any gowne, iacket, or coote, onles it be of such lengthe that ȳ same may couer his priuie mēbres & buttockes vpon payne to forfaite to the king for euery defaute. xx.s. Also by thassent aforesaid it is ordeined, that no taylour, after the saide feaste, shal make to any persone any gowne, iaket or coote of lesse lengthe, or doblet stuffed contrarie to the premisses, vpon the same payne for euery defaute. And also hath ordeined & established in the said present parliamēt that no knyght vnder the state of a lord, esquier gentilmā nor other pson shal vse nor weare, after ȳ said feast of sainct Peter, any showes or bootes hauing pykes passynge ȳ length of two ynches, vpō paine to forfaite to ȳ king for euery defaute .iij.s. iiij.d. And if any shomaker mak any pikes of showes or bootes after ȳ said feast of saint Peter, to any of ȳ said psons, cōtrary to this ordi-

naunce

nance, he shal lykewise forfaite to the kynge for euery defaute. iiii.s. iiii.d. Also he hath ordeyned and stablysshed, by thaduise and assent aforesaide, that no seruant of husbondry, nor no cõmon labourer nor seruaunt, or any artificer dwellyng out of a citie or burghe, after the said feast of all saintes shall ble nor weare in their clothynge any clothe, wherof the brode parde shall passe the price of. ii.s. nor that any of the said labourers or seruantes suffer any of their wyues to weare after the same feaste, any clothynge of hygher price than before is lymitte to their husbondes, nor that they suffre any of their saide wyues, after the same feaste, to weare any kouerchiefes, wherof the price of the plyte shall passe. xii. d. nor that none of the same seruãtes nor labourers, after the same feast, shal weare any close hosen, wherof the payre shal passe in price. xiiii. d. nor that the same seruãtes nor labourers, nor none of their wyues, from the said feaste, shall weare any gyrdell garnysshed with syluer, vppon payne to forfaite for euery defaute to the kyng. iii.s. iiii.d. And bycause that kouerchiefes daily brought in to this realme do induce great charge and coste in the same, and in effecte in wast, our said soueraigne lord the kinge, by the auctorite aforesaid, hath ordeyned and stablysshed, that no person, after the feaste of sainct Michel tharchaungell, which shalbe in the yere of our lorde. M.d.lxv. shall sell in any pte within this realme any launde typesses vnyple or any other maner kouer typesses, wherof the plyte shall extende. x.s. vppon payne to forfaite to the kynge for euery plyte solde at an hygher price. xiii. s. iiii.d. Also he hath ordeyned and stablysshed, that the Justices of peace of euery countie, mayres of cities and borroughes within this realme, shall haue auctorite and power to enquyre here and determyn al and euery of the said defaultes and forfaitures, aswel by enquyre as by due examinacion of euery of the saide offenders contrarie to this ordinaunce. And the maters and causes concernyng the said offences and forfaitures to determyn by lyke processe and in lyke maner and fourme before attendre in this behalfe as is commonly vsed by them of a trespas done with force and armes agaynste the kynges peace, and after the attendre like execution. And if any mater, touchynge any of the sayde offences, be remoued of any of the saide Justices of peace or mayres before the kynge, that than the Justices assygned for plees before the kynge to be holden, shall haue power to awarde such processe and execution in this behalfe as before is lymit. Also he hath ordeined and stablisshed, that all the said forfaitures & euery of them, shalbe leuyed applyed and employed to thuse & expenses of the kynges house. Prouided alwaies that this statute of arraye be in no wyse preiudiciall or hurtful to any persone, of and for wearinge of any ornament vestuere or apparaile in dooynge of diuine seruice & attendinge to the same. Nor that this ordinãce extende to the Justices of any benche of our soueraigne lorde the kynge, maister or warden of the Rolles, maisters of the kynges Chauncerie, barons of the kynges escheker, nor Chaneler of the same, whiche nowe be, or hereafter shalbe, nor to any of them. Prouided also that the scholers of the vniuersities of this realme & scholers of any vniuersitie out of this realme

may

may weare suche arraye as they may weare by the rule of the said vniuersites, not withstandynge this ordinance. Prouided also that henchemen, haroldes, purciuantes, swordberers to mayres, messengers, and mynstreis nor none of them, nor players in their enterludes shall not be comprysed within this statute. Nor no persons as for wearing of any purses, broches or crownes for cappes of childzen shalbe comprised within the same. Prouided also that this ordinaūce do in no wise extende to any maner of arraye necessaryly to be worne in warre, or in the feates of the same.

Here followeth the statute made at Westmynster in the fourthe yere of the reigne of kynge Edwarde the fourthe.

OUr soueraigne lorde kynge Edwarde the fourthe after the conqueste, at his parliament sommoned at westminster the xxix. day of Aprill, in the thyrde yere of his reygne, and by diuers prorogacions and adiournamentes continued tyl the. xxi. daye of Januarie, in the fourthe yere of his sayde reigne, on the same. xxi. day of Januarie, to the reuerence of god, and for the welthe of him and his people, by thaduise of his lordes spirituall and temporall, and at thespeciall request of his commons beynge in the said parliament, hath ordeined and establisshed certayne statutes and ordinances in maner and fourme folowynge.

Cap. i. Clothes markinge.

¶ First where as many yeres paste and nowe at this daie, the workemanshyp of clothes and thinges requisite to the same, is and hath bene of suche fraude disceite and falsite, that the said clothes in other landes and countreis, is had in small reputacion, to the great shame of this lande. And by reason therof a great quātite of clothes of other straūge lādes be brought in to this realme, and here solde at an highe and excessyue price, euidently shewynge thoffens defaute and falsite of the makynge of wollen clothes of this lande. Our saide soueraigne lorde the kynge, for the remedy of the premisses, and to the preferment of suche labours and occupacions, which hath bene vsed by the makynge of the saide clothes, by thaduise assent and request and auctorite aforesaid, hath ordeined and establisshed, that euery hole wollen clothe called, brodclothe, which shalbe made and set to sale after the feaste of sainct Peter called ad vincula, whiche shalbe in the yere of our lorde. M.CCCC.lxb. After the ful wateryng & rackyng straynyng or tenturyng of the same redy to sale, shal holde and conteine in length. xxtij. yardes, and to euery yarde an ynche, conteynyng the bredthe of a mannes ynche, to be measured by the creste of the same clothe. And i brede. ii. yardes or. bii. quarters at the leaste within the lystes. And if the clothe be longer in measure than. xxtiii. yardes and the ynches, than the byer therof shall paye to the seller for asmuch as dothe extende such measure of. xxtiij. yardes, after the rate of the measure aboue ordeined. And it is ordeined and establisshed by auctorite of the said lordes, that all maner clothes called streytes, to be made & put to sale after the same feaste, after the ful watering & rackyng streynyuge or tenturynge therof redye to sale, shall holde and conteyne in lengthe,

Brodes clothe.

In a statute made in the firste yere of Ri. the. iii. the viii. capi. this assyse of cloth is altered with diuers other thinges cōteyned in this statute therfore loke there.

lengthe.xii.yardes and the ynches, after the measure aforesaide, & in brede one yarde within the lystes. Also it is ordeyned and estabylyshed by thauctorytie aforesaide, that euery clothe called kersey, to be made & put to sale after the saide feaste, after the full waterynge and rackynge straynynge or tenturynge of the same redy to sale, shal holde and cõteyne in lengthe.xxiij. yardes and the ynches, as is aforsaid, and in brede one yarde and a naple, or at the leaste one yarde within the lystes. And also it is ordeined and estabilisshed, that euery halfe clothe of euery of the saide hole clothes, streytes, and kerseys, shall kepe his measure in length & brede after the rate fourme and nature of his hole clothe aforesaid. And that no persone, whiche shall make or cause to be made any manet wollen clothe to sel after the said feast shal medle or put in or vpon the same cloth, nor the wolle, wherof the saide cloth shalbe made, any lambes wolle, flockes or corke in any maner, vpon payne to forfait.xx.s. for euery clothe or halfe clothe, wherin or wherupon any suche lãbes wolle, flockes or corke shalbe put or medled. The one halfe therof to be to the kyng, and the other halfe to him that shal seyse the same clothe, and duely proue the same to be made contrarie to this ordinance, excepte that he shall chose to make of lambes wolle by it selfe without mingelyng with any other wolle. Excepte also that corke may be vsed in dyenge vpon woded wolle, & also in dyenge of all suche clothe, that is onely made of woded wolle, so that the same wolle and clothe be perfytly boyled & madered. Excepte also that corke may be put vpon clothe, whiche is perfectly boyled and madered. Also it is ordeined and enacted, that euery of the said clothes and di clothes shal perfytly and rightfully pursue and folowe one ordre of workemanshyp, from one ende to the other, without difference in the weauyng fullyng knottyng or burlyng. And in case any such differens or rawe or shawe cokel or fagge happen to be in any parte of the saide clothes streites or kerseys, that than a seale of leade therfore ordeined, and by the Tresourer of Englande for the tyme beynge prouided, shalbe set and hanged in the lowest parte of the edge of the same clothe strept or kersey, for perfyte knowlege to be had to the byer therof. And that euery of ꝑ saide clothes strept and kersey, of the length and brede aforesaid, and also of the saide perfection, shalbe from the feaste of sainct Peter ad vincula, sealed at thende of the same with a double pynt in leade, deuysed and ordeyned by the saide Tresourer, in recorde & witnesse of thaforesaid true lengthe brede and makynge. And if any of the aforesaid clothes streytes and kerseys, do not conteyne thaforesaid lengthe and brede, or be not of the parfite workmanshyp aforsaid, and the.ii. parts of the same clothes streytes or kerseys be of the true & perfyte workmanshyp aforsaid, keppynge their said lengthe and brede, that than euery suche clothe strei t and kersey shalbe sealed with the said seales in the fourme aforsaid. And that euery halfe clothe & contei-nynge greatter lengthe than the halfe clothe, and lesse length than the hole clothe, of the sortes of the clothes aforesaid, beyng of the said pfyte workemanshyp and brede, shalbe sealed with a seale pynted in leade, haupnge a marke differynge from both the seales aforesaid, in recorde and witnes of the true

Seale of leade.

the true lengthe brede and makynge of the halfe cloth. And if any wollen cloth of any sortes of the clothes before recited, perfytely made, & haynge brede after their sorte before lymit, contreynyng .iii. yardes and di, or more, lasse than the halfe clothe, be put to sale after the said feaste, the same cloth shalbe sealed with a seale prynted in leade, haynge a marke differyng from any of the saide seales, for a knowlege to be had of the defaute of the halfe clothe, the saide seales to be deuised and ordeined by the said Tresourer, & to be put at thende of euery of the halfe clothes, and clothes lasse than halfe clothes. Also by thaduise assent and auctorite aforesaid, it is ordeined and establysshed, that the tresourer of Englande for the tyme beyng, shall haue power and auctorite to make such and as many kepers of the saide seales as he shall thinke necessarie. So that no straunger borne be made any of the saide kepers. And that euery of the saide kepers so to be made, shal accompte yerely of the reuenues of their said offices in the saide escheker before the tresourer of Englande, and the barons there for the tyme beynge, duely shewynge in the same accomptes, the nombre of al the clothes, halfe-clothes, streptes and kerseys sealed by them, with the names of the owners of the same. Euery of the same kepers to be rewarded yerely at his said accompte for his labour & diligence had in this behalfe at the receipt of the said escheker, by the discrecion of the saide tresourer and barons, without payment of any thynge in the saide escheker, in or for the makynge of his sayde accomptes. And in case any of the sayde kepers do seale any of the aforsaide clothes with any other seale, or any of the same clothes otherwise made than after the maner and ordynance aboue especified, & that by sufficient proue and examination shewed and approued before the saide tresourer and barons, by the saide deposition testimony and recorde of suche sufficient persons, of good and due reputacion, whiche haue had propt experience in weyynge fullyng and making of clothes, or if the same keper do refuse to seale any of the said clothes made according to the said maner and ordinaunce, or if any suche keper or aulnegour do take after the saide feaste for the kynge of any pson for the sealyng or measurynge of any maner clothe, any other somme of money than is conteined in the statutes and ordinances made before this time and not repealed, or if any such keper or aulnegour, after the saide feaste, do refuse to shewe his commission of his office to any person desyryng the same vpon the sealynge or mealuryng of any suche clothes before rehersed, & that examined and duely proued, that than he, as often as he shall offende in any of the premisses, shall forfayte the somme of .xx.s. The one halfe therof to the kyng, and the other halfe to the partie prouynge the said offences therin by suyte to be made before the said Tresourer and barons, by bylle of dette in the saide escheker, in which bylle lyke iugement & execucion shalbe had, as is accustomably had and vsed agayns other accomptantes in the same escheker. And that these statutes and ordinances, and other statutes and ordinances made before this tyme & not repealed, concernyng any of the premisses: shalbe conteyned & especified in euery commission to be made to euery suche keper or aulne-

Tresourer of Englād

Straūger borne.

Aulnegour.

gour

goue after the saide feaste. Also where as before this tyme in the occupacõs of clothmakyng, the labourers therof haue ben dryuen to take a great pte of theyr wages in pynnes gyrdels and other vnprofitable marchandies, vnder such price that it dyd not extende to. And also haue delyuered to the wolles to be wroughte by verye exceſſyue weyght, wherby both men and women haue ben discoraged of suche labour. Therfore it is ordeyned and
Clothe makers. estabuliſshed, by thauctorite aforesaid, that euery man & woma beyng cloth makers, from the feaste of saincte Peter, shal paie to the carders spynſters & all such other labourers of any membre therof, lawfull money for all theyr lawfull wages and payment of the same. And also to delyuer wolles to be wroughte accordynge to the faythfull deliuerey & due weight, vpon payne
Wages. of forfaiture to the laine labourer the treble of his said wages so not paid as often as the said clothmaker doth refuse to pay ỹ same in the said maner & fourme to any such labourer, put hym to thoccupaciõ in any of the saide membres of clothmakynge. And also to forfaite to the same labourer for euery deliuerey of exceſſiue and vnlauful weight to him deliuered to be wrought. vi.d. for euery defaute. Also it is ordeined & estabuliſshed by thauctorite aforesaid, that euery carder, spynſter, weyuer, fuller, sheremã, & dier
Fuller. shal duely do his labour in his occupacion, vpon payne to yelde to the ptie greued in this behalfe his double damages. And that euery fuller, fro the said feaste of saincte Peter, in his crafte & occupacion of fullynge rowynge or taseplynge of clothe, shal exercise tasels and no cardes, dyſceptfully emparynge the same clothe, vpõ payne to yelde to the partie greued his double damages. And that euery Justice of peace for the tyme beinge, of euery coũtie of this realme throughout the same coũtie, out of cities burghes & townes where any mayre, maister, warde, bayliffe or bayliffes is or be, and euery maire, where there is no maister, and euery maister, where there is no mayre, & euery bayliffe or bayliffes, where there is no mayre nor maister, & euery portreue, where no mayre maister bayliffe nor bayliffes is or be, of euery citie burgh & towne within euery such coũtie aforesaid, & euery constable of hundredes, where any constable of hundrede is, out of euery cytie burgh & towne, where any mayre maister bayliffe or bayliffes or portreues is or be. And that euery stuwarde keppyng or holding wapentake or lete of any persone, out of cytie burgh or towne where no maire, maister, bayliffe or bayliffes, or portreues is or be, shal haue power & auctorite by this ordinaunce, to here & determyn the complaintes of euery suche clothmaker & labourer, aswel for nonpaimẽt of the said labourers wages, as of the saide forfaiture & damages, by due tramination of the parties in this behalfe, therupon for nonpaiment of the said duetie and forfaiture, & for the saide damages, to committe the said offenders in this behalfe to the nexte layle within the same coũtie, there to remayne tyll the saide duetie forfaytures and damages be duelye payde to the saide labourer or clothemaker. And also that euery of the saide Justices of peace, mayre, maister, warden, bayliffe or bayliffes, portreue, and stuwarde of wapentake and lete, vpon the informacion or complaynt of any other persone, whiche is not greued

in this

in this behalfe, shall haue power by the saide auctoritie within his iurisdiction, to cause the partie to come before hym, agayns whom suche informacion or complaint shalbe made, for offendinge this ordinaunce, and to exampne them in and vpon the mater contayned in the same informacion or cõplaint. And if the partie by examinacion or other due proue be founde gylty or defective, that than the same partie, as often and for euery tyme that he is so founde gylty or defective, shal forfait to the kynge or to suche person or persons, whiche is or be intitled to haue fynes or amercementes for offences done within their iurisdiction, thre shyllynges and foure pens. And that euery of the saide Justices of peace, and other officers aforesaid, within his Jurisdiction, vpon euery of the said informacions or cõplaintes shall haue full power to make lyke processe agaynst the partie, vpon whō any suche informacion or complaynt, as before is rehersed, shall be made, to cause hym personally to appere before hym, therupon to be exampned, as Justices of peace haue vpon informacion or complainte made to them for suertie of peace, without any fee or rewarde to be taken or had by any of the saide Justices or any other officer in this partye, for the execucion of their offices in this behalfe. Also it is ordeined and establysshed, by thauctoritie aforesaide, that all maner of wollen clothes made in any other region, broughte into this realme of England, & set to sale within any peace of this realme of England after the saide feaste of saint Peter, shalbe forfayte to our soueraygne lorde the kynge, excepte clothes made in Wales and Irlande, and clothes taken by any of the kynges liege people vpon the ses without fraude or collusion. And by thauctoritie aforsaide it is ordeined and establysshed, that any other acte or ordinance made in this present parlyament concernyng clothmakyng, or any of the premisses, cõtrary or not accordyng to this acte, shalbe voyde and of none effect.

Clothes made and broughte frō beyōde the sea.

Cap. ii. Staple of Caleys.

¶ Item where as the kynges noble progenitours, by great deliberacion and aduise, by diuers actes of parlyment in tymes paste, dyd ordeyne and stablisshe a Staple to be at Caleys, to thentent that all the wolles & wolfelles, and other marchandises of this realme, called marchandises of the staple, which shulde be shypped to passe out of this realme, shuld be caried to the saide staple, and to none other place. And in the tyme that it was so vsed, Caleys was in great suertie, and this lãde, as to the commodities of the same, in great prosperitie, tyll nowe late that by straunge and synystre meanes, many and diuers licences of wolles and wolfelles hath ben grauted and executed, aswel in the kynges name as other wise. And hath passed in to the parties beyonde the see, to other places than to the said staple, and solde to the same psons, whiche were accustomed to come to the said staple to by wolles and wolfelles. And also diuers persons haue muche vsed to shyppe wolles and wolfelles out of this realme, some priuely by night, & some openly by force, without payenge therfore to the kyng any custome or subsidie, and carye the same to other places than to the saide staple, & solde them to such persons as were accustomed to by wolles and wolfels at the saide staple, by whiche vndue meanes, great domage and inconueniencie

Marchandise of the staple.

hath

hath growen to our sayde souerayngne lorde the kinge and this his realme and to the saufgarde of the saide towne and marches of the same. Our sayde souerayngne lorde the kynge, consyderyng the premysses, by thaduise assent request and auctorite aforesayd, doth graunt ordeyne and establish that wolles and wolfelles, morlynge and shorlyng, that shalbe shipped to passe out of this realme, after the feast of Ester, whiche shall be in the yere of our lorde. M.CCCC.lxv. shalbe shipped at the townes of suche portes wherin the kynge hath his beame, his weightes & collectours of custome to serue and deliuer the marchauntes, that is to saye, at the towne of Pole, Southampton, Chycestre, Sandwich, Lond, Ippeswyche, Boston, Hull, Lynne, and in none other place creke or porte, the wolles and wolfels to be shypped in galeis and carrakes, & in none other vessell, to passe out of this realme by the streytes of Marroke forprysed and excepte. And that by the same auctorite euery person, that so shall shyp or cause to be shypped out of this realme any wolles wolfelles, morlynge or shorlyng, after the sayde feaste, vpon the shipping of them, and before that they passe out of any of ỹ sayd townes, where they shalbe shypped, shal fynde sufficient suertie to the kynge and to the collectours of his custome there for the tyme beynge, that the same wolles wolfelles shorlynge and morlynge shall passe to Caleys, & to none other place, without fraude or collusion. And also by the same auctorite it is ordeined, that euery plone, whiche so shall shyppe wolles wolfelles shorlynge and morlyng to Caleys, shall bringe within .xii. monethes next folowyng suche shyppynge into the kinges escheker, there to be entred of recorde, a Certificat of hym, whiche is or for the tyme shalbe called the kynges customer at the porte there, testifyenge the cõmyng of al such shippes with wolles wolfels morlyng and shorlynge to Caleys. Also it is ordeined by thauctorite aforesaid, that if the same customer at the porte do not delyuer to the marchaunt, bringynge suche wolles wolfelles morlyng and shorlyng to Caleys, a due Certyficat, after the fourme of this acte, within .viii. dayes after due requeste of hym therof made, he shall forfayte to thowner of the saide wolles wolfelles shorlyng & morlynge, at any tyme that he shal refuse to make and deliuer such Certificat. C. li. And if he whiche so shal shyppe wolles wolfelles shorlyng or morlinge, to be had to Caleis, do not bryng into the kynges escheqer the Certificat, as aboue is recited and there offre the same in open courte before the treasourer and barons of the same escheker, for the time being, to be entreted of recorde within ỹ said xii. monethes, or if any person do contrarie to the saide ordinaunce, he shal forfait all such wolles wolfelles morlynge and shorlynge so shypped contrarye to the sayd ordinance, wherof he bringeth not a certificat, as before is recyted, or the value therof. The one halfe to be emploied to therpenses of the kinges house, and the other halfe to such person as shall sue for the same in this behalfe, beynge maire of the kynges staple at Caleys at the same tyme of suche suite commenced. And that he in this case may sue an accion of dette of suche wolles wolfelles shorlynge or morlyng so forfayte, or of the value therof at his election agaynst suche person or plons, whiche

Shipping of wolles.

Customer

shal

shal do contrarie to this ordinaunce. The sayd action to be taken, and euery
yssue therin ioyned, to be tried in the countie where suche wolles wolfelles
shorlynge & morlyng shalbe shypped: excepte that if any issue be taken in the
sayde action vpon the offer of the certificat, that than it shalbe tried in the
countie where the sayd court of thescheker for the tyme shalbe. And that the
same processe be & lie in suche action, as is and lyeth in an action of det at the
cõmon lawe, and that no protection nor essoine lye or be allowed or adiudged
for the defendant in suche action. And though the pleyntyfe in suche action
be discharged of his sayd office of mayre, hangyng the same action, he shall
mayntayne and pursue the sayd suyte, notwithstandyng the same discharge.
Prouyded alwayes that if any wolles wollfelles morlynge or shorlynge, to
be shypped in the fourme aforesayd, be taken with ennemies vpon the sea, or
els there perished or lost by misfortune, and such takyng perishynge or losse
be founde & proued before the tresourer & the barons of the kyng for the time
beynge, by examinacion of the persons or persone, whiche so shulde shyppe
such wolles wolfelles shorlyng or morlyng, or their executours, or two cre-
dible persons sworne, or other reasonable witnesses and proues, testifyenge
the same wolles wolfelles shorlynge or morlyng so taken loste or perished:
that no person for any suche wolfelles shorlyng or morlyng, so taken lost or
perished, shalbe greued or otherwyse preiudiced by this acte. Prouided also
that the wolles wolfelles shorlyng or morlyng only of the growyng betwyxt
the waters of Teese and Twede, Northumberlande, Comberlande, West-
merlande, the bysshoprycke of Durhame: Richemondshyre, and Northal-
derton shyre, may be shypped in the porte of Newcastel vpon Tyne, to passe
at their lybertie, this acte notwithstandyng.

Wolles.
Wolfelles.

Newcastell.

¶ Item because it is perceyued & certeynly knowen, that dyuers persones
for them selfe their factoures and seruauntes do bye and gether wolles and
wolfels, aswell shorlynge as morlynge, of the growynge of the counties of
Yorke, Lyncolne, and Notyngham, & carieth the same to the porte and towne
of Newcastel, and there the same wolles and wolfelles, as wolles and wol-
felles of the growynge of the countrey beyonde the waters of Teese and
Twede, and of any of the sayde counties of Northumberlande, Comber-
lande, Westmerland, Rychemondshyre, Northalderton shyre, and the bysshop
ryche of Durhame, and by colour therof doth shyppe & cause to bee shypped
and caryed into places beyonde the sea, other than to the staple of Caleys,
wherby our sayd soueraigne lorde the kynge is greatly discyeued of his cu-
stome and subsidie, agaynst the statutes in such cases prouided, to the great
damage of the kynge & of this his realme, and of his subiectes of the same:
Our sayd soueraigne lorde the kynge, by the aduyse and assente of the sayde
lordes and cõmons, and by the sayde auctoritee, wyll and ordeyneth, that no
person shall shyppe or cause to be shypped, at the sayde porte and towne any
wolles or wolfelles, morlynge or shorlynge, of the growyng of any countie
or countrey, other than of the growing of the countrey beyond the said waters
or of any of the sayde counties of Northumberlande, Comberlande, west-
merlande, Richemondshyre, Northalderton shyre, or of that said bisshopriche

Cap. iii.

Shipping of wolles at Newcastell.

of Durham. And if any persone shyppe or cause to be shypped, at the sayde towne or porte, any wolles wolfelles shorlyng or morlyng, of the growynge of any countie or countrey, other than the sayde countreys, betwyxt the same waters, or of the sayd counties of Northumberlande, Comberlande, westmerland, Richemondshyre, Northaldertonshyre, or of the sayde byshoprich of Durham, to be caried into any place beyonde the sea, other than the sayde staple of Caleis, shal forfait the double value of the same wolles and wolfels so shypped, & not growen betwixte the sayde waters, nor in none of the sayde counties of Northumberland, Comberlande, westmerlande, Rychemondshyre, Northaldertonshyre, or in the sayd byshoprich of Durham: wherof our soueraigne lord the kyng shall haue the one halfe, and he that wyll sue in this partie the other halfe: and that aswell the kynge, as he that wyll sue for the same in this behalfe, shall haue his recouery by an actyon of dette. The sayde action to be taken, and euery issue therin ioyned, to be tryed in the sayde countie of yorke, and not in the sayde towne, nor in none of the sayde counties of Northumberlande, Comberlande, westmerlande, Richemondshyre, nor Aldeltonshyre, or in the sayd bisshoprich. And like proces to be had in the same action, as is commonly vsed in an action of dette. And that the defendaunt in this case haue no auauntage by any essoyne or protection, nor be admitted to wage his lawe.

Staple of Caleis.

Cap. iiii. Wolles bought vnspoyne.

¶ Item where as by subtile bargayns made in byenge of wolles, before that the sheepe that beareth the same, be shorne, the clothemakers of this realme can wel nyghe kynde none to be solde, to the greate greefe of them, whiche hath ben accustomed to haue theyr lyuyng by the meane of makynge of clothe: Our soueraigne lorde the kynge, by thaduise & assent of the sayde lordes, and at the request of the sayd commons and by thauctorytee aforsaid, hath ordeyned and stablysshed, that no person by him selfe or any other, shall bye or bargayne, from the .xvii. daye of Marche, whiche shalbe in the yere of our lorde .M. cccc. lxiiii. any wolles thā not shorne, or take promise of bargayne of any wolles, than not shorne, of the growynge of Berkshyre, Orentordshyre, Glouceſtreshyre, Shropshyre, Herfordshyre, worceſtreshyre, wiltshyre, Somerſetshyre, Dorſetshyre, Hamshyre, Eſſex, Cambrydgeshyre, Norfolke, Suffolke, Kent, Surrey, and Suſſex, or of any of the same, till the feaſte of saynt Bertylmewe than nexte ensuynge, or bye any wolles, or take any promise of bargayne of wolles, whiche shall growe in any of the same counties, the yere than nexte ensuynge the saide feaſte, before the same feaſt than next folowinge, or in lyke maner bye any wolles, or take promiſſe of bargaine of any wolles, whiche shall growe in any of the saide counties the yere than nexte ensuynge the same feaſte, till the same feaſt then nexte folowyng, which feaſt shalbe in the yere of our lord .M. cccc. lxvii. but only such persons, which of the said wolles shall make or do to be made yarne or clothe within this realme, vpon peyne of forfaiture of the double value of all the wolles bought or to be bought, bargained or taken by promiſe of bargaine against this ordinance: The one halfe to be had to the kinges vſe, and the other halfe to thuſe of him that wil ſue in this behalfe. And that euerie perſone

Bargaine for wolle.

sone that will sue in this behalfe, shal haue an action of det of the same forfaiture, and lyke proces in the same action as is had in an action of dette. And that no essoine nor protection wager of lawe be allowed for the defendaunt in this action.

¶ Item for as muche as a certaine declaracion and ordinaunce, in forme of a statute, euermore to endure and neuer to bee repealed, and proclamacions of the same were late made by the duke of Burgoine in the parties of Brabante, Hollande, Zelande, and other seignories, that from that time forthe all maner wollen clothes and wollen yarne made and wrought in the realme of Englande, shoulde be banisshed out of the landes of the saide duke that is to saie, Burgoine, Lotrike, Brabante, and Luneburgh, Flaunders, Artois, Henawed, Hollande, zelande, Namuer, the marke ship of the wholy empere, Friselande, Malynes, the landes beyonde the ryuer of the Mase: And generally out of all his other landes and seignories, so that after the saide proclamacion no suche clothe or yarne shoulde be boughte solde or distributed there. And if after the same tyme any suche clothe or yarne shoulde be there founde, that the same shulde be brente, as a thinge banisshed, with certaine other streite punisshementes especified in the same proclamacions and ordinaūces: wherby, by all lykelyhode, the makers of wollen clothes within this realme of Englande, as weiuers, fullers, dyars, spinners, carders, and wynders of yarne, and other persons exercisynge the saide clothmakynge, and also the byers and sellers of the same, shoulde be destitute of occupacions, and become so ydell, that it shoulde prouoke them to sinne and euyll lyfe, whiche god defende. Our saide soueraigne lorde the kynge, the premisses considered, hath by thaduise assent requeste & auctoritee aforesaide ordeigned and stablisshed, that no denizen of this realme, nor no marchaunt of the liege of Englande, shall bringe or conuete, nor prively or apertly do to be brought caried or conueied into this realme of Englande, Wales, or Irlande, any maner marchandises or goodes of the growynge workemanship or makinge of the landes and parties of Burgoine, Lotrike, Brabant, Leneburghe, Flaunders, Artois, Henawde, Hollande, zelande, Namuer, the marke ship of the wholy empere, Frisselande, Malines, the landes beyonde the ryuer of the Mase, or of any landes or seignories, whiche the saide duke doth holde or occupie, or any of them: Nor that any suche denizen or marchaunt straunger sell or vtter in any parte of this realme Wales or Irlande, from the saide feaste, any suche marchaundises or goodes, other than suche whiche haue bene bought before the saide feaste in any of the saide parties, excepte all maner vitailes. And also excepte goodes & marchandises taken by any of the kynges liege people vpon the sea without fraude couin or male engine, vpon peine of forfaiture of the saide goodes and marchaundyses so brought or so solde, and bought after the saide feaste, that is to saie, the one halfe therof to the kynge, and the other halfe to him that firste shall sease the same goodes & marchandises, in whose handes so euer thei maie bee founde, till the tyme that due continuall reformacion be had and made by the saide duke of the saide declaracion and ordinaunce of banisshynge, in suche wyse

Cap. v.

Duke of Burgoine.

woollen clothes and yarne.

Marchandise.

Vitailes.

that all maner wollen clothe and wollen yarne made, or to bee made within the realme of England wales and Irelande, mate come to be brought and accepted in the aforesaide parties of Burgoine, Lotrike, Brabant, Luneburgh, Artois, Henawed, Hollande, Zelande, Namur, the marketship of the wholy empere, Friselande, Malynes, the landes beyond the water of the Make, and all other landes and segnories of the saide duke and in euery of them, there to be vttered solde and expended vsed worne and distributed, at the election of the owner of the same or his factour in this behalfe, there without impechemente of the saide duke or any other his officer in any of the saide landes and parties, to be caried & conueied to any other partie, at the election of the saide owner or his factour, as frely as thei were brought caried or conueighed before the saide proclamacion of the saide declaracion and ordinance made by the said duke. And also he hath ordeined by the said auctoritee, that all maner marchauntes straungers, hauinge any suche maner marchandises or goodes of the said growyng workmanship or makinge beinge shipped in any vessel in any parte of this realme of Englande wales or Irlande, and not put to lande, or if any suche marchandises or goodes be put to lande in any parte of the said realme of Englande after the said feaste, that all suche marchaundises & goodes be vtterly voided out of this realme of Englande wales and Irelande within. xl. daies nexte after proclamacion made vpon this ordinaunce within the citee of London, vpon peine of forfaiture of the saide goodes and marchaundises: the one halfe therof to the kynge, and the other halfe to him that shall fyrste sease any suche goodes or marchandises. And that open proclamacion of this ordinaunce be made before the. xviii. daie of Marche, whiche shall be in the saide yere of our lorde M.cccc.lviii. within the citee of London, and other necessary places & conuenient. And if it happen any suite or action to be taken and sued by thoccasion of any such seisin, wherin any issue concerninge this ordinance shalbe taken: that the said issue be triable and tried in the countie and of the venue, where the saide seisin shalbe had, and in none other place. And because it is greatly doubted, that during the saide restreinte of the saide goodes and marchaundises made and growen in thaforesaid landes of the saide duke of Burgoine, being in this realme, or to be brought into the same, and within the same to be put to sale, by the sellers of them shoulde be exalted and put at an excessiue price, whiche shoulde turne to the great domage of the people of this realme: It is therfore ordeined by the said auctoritee, that during the saide restreinte euery maire bailyffe and other chiefe gouernour of euery citee borough and towne, and the gouernours of euery faire and market out of citee burgh and towne within this realme, vpon complaint to be made to any of them by any of the kynges liege people of suche enhaunsinge and puttinge of excessiue price, shall haue power and auctoritee within their iurisdiction, by due serche examinacion and proffe had in this behalfe, to make suche direction and reformacion as by thaduise of. ii. discrete men of euery suche citee borough or towne therto to be appointed by euery maire bailyffe or other chiefe gouernour aforesaide, after their conscience and discrecions, in satisfaction and reasonable

Marchantes Straungers.

Mayre.

ſonable amendes of the partie ſo complaynyng, ſhall ſeme reaſonable. And this ordynaunce to endure at the kinges pleaſure. Prouided alwayes that this acte, nor none other acte ſtatute nor ordynaunce, made or to be made in this preſent parliament, ſhall do no domage preiudice nor derogacion to the marchantes of Almayn, hauing the houſe commonly called Guilhalda Teutonicorum in the citee of London, which marchauntes nowe be within this realme of England, or in any parties vnder the kynges obeiſaunce, or which hereafter ſhalbe or repayre into the ſame, of or in any fraunchiſes fredomes liberties immunities or any other thyng granted by the kinges progenitours by their letters patentes to marchantes of Almayn, hauyng the ſayde houſe comonly called Guilhalda Teutonicorum in the ſayde cytee of London, nor of any grauntes or confirmacions in any wiſe made by our ſayd ſoueraigne lorde the kynge by his ſeuerall letters patentes to marchantes of Almayne, hauynge the ſayde houſe commonly called Guilhalda Teutonicorum in the ſayde cytee of London, by what ſoeuer names they be called or named. And that all the ſayde letters patentes be in all ſuche force effecte and ſtrengthe, and auaylable to the marchantes hauyng the ſayd houſe called Guilhalda Teutonicorum in the ſaid citee of London, as they were before the makinge of this acte. This acte or any other acte ſtatute or ordinaunce made or to bee made in this preſent parlyament, notwithſtandynge.

Guilhalda Teutonicorum.

Item our ſayde ſoueraigne lorde the kynge remembrynge that where by the ſtatute made in the parliament holden in the. v. yere of Henry the. iiii. late in dede and not of ryght kynge of Englande, it was ordeyned and ſtablyſſhed by auctorite of the ſame parliament amonges other thinges, that all the cuſtomers and comptrollers in all portes of this realme, ſhulde take ſufficient ſuretie for all maner marchandiſes brought by marchantes aliens and ſtrangers, comming & repayrynge to the ſayd portes, to thentent that the money taken for the ſayd marchandiſes ſhulde be employed vpon the commodities of this realme, ſauyng their reaſonable coſtes, as in the ſame ſtatute is cõteyned more at the ful. And that becauſe the ſaid marchantes ſtrangers haue not knowlege of the ſufficient perſons within this realme, whiche ſhalbe bounde for them, ſo that they can not often tymes fynde to thentent aforeſayd ſuche ſuertie: And alſo becauſe that the ſayd cuſtomers and comptrollers haue no maner power nor auctorite after themploymẽt perfourmed & made, to rebaile the ſaid ſuerties to the marchantes: wherfore the ſaid marchantes wolde rather departe, & hereafter not to repayre into this realme with any marchaundiſes, than to fynde any ſuch ſuerties, in diminucion of the kinges cuſtomes and ſubſidies in his ſaide portes, onles due remedy bee therfore prouided: The kyng, by thaſſent of the ſaide lordes and commons, and by thauctorite aforeſaid, hath ordeined & ſtablyſſhed, that at all tymes fromhenſforth the cuſtomers and comptrollers for the tyme beyng, ſhal take ſuertie by their diſcrecion of the ſaid marchantes alone, or of them and other for the ſaide employment to be had. And that the ſayd cuſtomers and comptrollers in euery porte of this realme, at al tymes herafter, after themploymẽt had by the ſayd marchantes, may deliuer to the ſayde marchantes all

Cap. vi.

Cuſtomers and Comtrollers.

Marchantes Strangers.

Suretie.

ſuche ſureties, which they dyd take of them or any of them for the ſayd emploiment. And that of and for the ſame they and euery of them be diſcharged againſt the kynge. This ſtatute to endure tyll the nexte parlyament.

Cap. vii.

¶ Item our ſouereigne lorde the kynge, by the aduyſe of his lordes ſpirituall and temporall, and at the prayer of the ſayd commons in the ſayd parliament aſſembled, & by auctorite of the ſame, hath ordeined and ſtabliſhed,

Cordwayner.

that no perſon cordwayner or cobler within the cytee of London, or within thre myles of any parte of the ſame cytee, be he within franchiſe or without,

Cobler. London.

do to be made after the feaſt of Eaſter, whiche ſhalbe in the yere of our lorde M. cccc. lxv. any choes galoches or huſeaus with any pyke or poleyn̄ ſhall paſſe the length of two ynches, whiche ſhalbe iudged by the wardeyns or gouernours of the ſame myſtery within the ſayde cytye, and thre myles of

Sonday.

euery part of the ſame, or vpon any ſonday in the yere, or in the feaſtes of the natiuitie or aſſencyon of our lorde, or in the feaſt of Corpus xpi, ſhall ſell or commaund or do to be ſolde any ſhoes huſeaus or galoches, or vpon the ſonday, or any of the ſayde feaſtes, ſhall ſet or put vppon the feete or legges of any perſone, any ſhoes, huſeaus, or galoches, vppon peyne of forfayture and loſſe of. xx. s. ſterlynge, as often and whan any perſone ſhall do the contrarie of this ordinaunce or any parte of the ſame. wherof. vi. s. viii. d. ſhal be had to the kynges vſe, and. vi. s. viii. d. to thuſe of the gouernours of the miſterie of cordwayners, and the other. vi. s. viii. d reſidue of the ſayd. xx. s. to thuſe of hym that ſhall fynde diſcouer and proue the breakynge of this ordynance. And that euery perſon that wyll ſue for the ſayd forfayture, ſhall haue an action of det by writte or pleynt at his election, and ſuche proceſſe and execucion in the ſame as is had in an action of det. And that the defendaunt in the ſame action be not admitted to wage his lawe. Prouided alwayes that this acte, nor none other acte ordinaunce or ſtatute made or to bee made in this preſent parlyament, ſhal extend to the domage or preiudice, nor in any wiſe be preiudiciall or hurtfull to the deane for the tyme beyng of the kynges free chapell of ſaynt Martyns le graunde of London, or to the ſayde

S. Martins le graund of London.

deane and chapitre for the tyme beynge of the ſame chapell, nor to any perſone or perſons for the tyme bydynge or dwellyng within the ſame chapell, or within any place or places in ſaynt Martyns lane in London, or within any other place or places within the precincte fee or fraunchiſe of the ſayde deane or the ſayde deane and chapitre, nor to any of the ryghtes priuileges lyberties fraunchiſes immunities or other thyng by the kynge or by any of his progenitours predeceſſours or poſſeſſours of the realm eſtate and crown of Englande, to the ſayde deane and chapitre of the ſayde chapell and theyr ſucceſſours ioyntelie or ſeuerally in any maner graunted, or in any maner heretofore pertaynynge. And alſo prouided that the deane of the ſaid chapel, and the deane and chapitre of the ſame chapell, ſhall haue holde and enioye fully frely quietly and effectually all their ſayde ryghtes priuyleges fraunchiſes lyberties immunitees and euerye other thynge to them graunted in maner and fourme aforeſayd, by what ſo euer name or names they be named or called ioyntly or ſeuerally in any letters or wrytynges theruppon made,

any

any acte ordinaunce or statute made or to be made, or any other matter or thinge contrary notwithstandinge.

¶ Our soueraigne lorde the kynge perceiuinge by greuous complainte made in this parlyamente, by men of occupacion of horners being enfranchised in the citee of London, howe that the people of straunge landes hath come into this lande, and into diuers parties therof and hath bought by the handes of their hostes and guides the great and chiefe stouffe of englisshe hornes vnwroughte, of tanners and bochers, and cary the same ouer the sea, and there enploie the same in diuers woorkes, to the great damage of this lande, and to the fynall prejudice of a great nombre of men beinge of the same occupacion: hath by thaduise and assente of the saide lordes, and at the requeste of the saide comons, and by thauctoritee aforesaide, ordeigned establisshed and enacted, that from the feaste of Easter, whiche shalbe in the yere of our lorde god. M. cccc. lxb. no maner straunger nor alyen, by him selfe or by any other, shall bye any englisshe hornes vnwroughte of any tanners bochers, or of any other persons gathered or growinge within the saide citee, and. xviii. myles on euery syde of the saide citee nerte adioinynge.

Cap. viii.

Horners. London.

Straungers. Hornes.

And that no englisshman nor other person sell any englisshe hornes vnwroughte to any straunger or cause them to be sente ouer the sea, so that the said horners will bie the saide hornes at lyke price as thei be at the tyme of the makynge of this acte, vppon peine of forfaiture of all suche hornes so boughte solde or sente. And that the wardeins of the saide misterie for the tyme beinge by the saide auctoritee, shall haue full power to serche all maner ware perteininge to their misterie wrought or to be wroughte in all places within the saide citee of London, and. xviii. myles on euery syde nerte adioininge to the same citee, and within the faires of Stirbridge and Elie in whose handes thei maie be founde. And if thei by their serche fynde any suche ware or stuffe in any place within the saide citee of London and. xviii. myles nerte adioininge to the same citee, or within the faires of Stirbridge and Elie, in whose handes so euer thei be to sell, that is defectiue and insufficient, It shalbe laufull to them to take the same ware and stuffe, and bringe it before the mayre of the saide citee of London, the mayre or bailyffes of the foresaide faires for the tyme beinge: And the same there beinge proued defectiue, to be forfaite: The one halfe therof to our soueraigne lorde the kynge, and the other halfe to the said wardens, to be ordred at their pleasure. Prouided alwaies that after that men of the saide occupacion within this land haue taken out and chosen suche and asmany hornes as shalbe nedefull to their occupacion: that than it shalbe laufull to them all and euery of them, and other persons of this realme of Englande, to sell & delyuer all the hornes refused, whiche be not able to be occupied in their misterie, to any straunger or other persones, to sende or carie beyonde the sea or elles where, as shall please them.

The warden of horners.

¶ Item the company of the misterie of patenmakers of the citee of London piteously complainyng, sheweth in the parliament of the greuous hurte losse and damage, whiche other persones in tymes paste of the same occupacion

Cap. ix. Paten makers.

nowe deed, and they longe tyme haue borne and ſuſteined, and hereafter bee lykely to beare and ſuſteyne, by reaſon of a ſtatute made in the tyme of Henry the fyfte late kynge of Englande in dede and not of right, by auctoryte of this parlyament holden in the fourth yere of his reygne, by whiche ſtatute it was ordeyned and eſtabliſſhed, that patenmakers within the realme of Englande from that tyme forthe, ſhulde make no patens nor clogges of tymber called Aſpe, vpon peyne to pate to the kyng. C.s. for euery defaute. And that euery perſon, whiche wolde ſue for the kynge ſhulde haue the one halfe of the peyne ſo forfayte: ſo that the fletchers throughout the realme myght ſell theyr ſhaftes at more eaſye and reaſonable pryce than they were wonte to ſelle, as in the ſayde ſtatute more fully is conteyned. And thoughe alſo that the ſayd aſpe tymber be the beſt & lighteſt tymber, therof to make patens and clogges, moſt eaſye for the wearyng of all eſtates gentyles and other people, of any tymber that groweth, and before the makynge of the ſayde ſtatute the ſayde patenmakers were as free, and at as greate lyberte to bye all maner of aſpe tymber, and therof to make patens and clogges, as they were at the ſame tyme, and at all tymes hath ben, and yet bee, all maner people of the craftes and occupacions of turners, carpenters, wodmongers, and colemakers, whiche doth occupie expende and waſte yerely in theyr occupacions a great quantitie of all maner tymber of aſpe, aſwell ſuche aſpe tymber as wolde ſerue to make ſhaftes therof, as that that wolde not ſerue for the ſame, and no reſtreynt is made for them or any of them to the contrarie, And very muche aſpe tymber there is, whiche wyll in no wyſe ſerue the fletchers to make therof ſhaftes, which is as ſufficient able and conuenient to be made in patens ano clogges, as is the remenant of the ſaide tymber to be made in ſhaftes. And the ſayde patenmakers durſte not occupie any parte of the ſayd tymber, nor one nor other, for feare of forfaiture of the ſayde peyne conteyned in the ſaide ſtatute, whiche is greate domage to the ſayde patenmakers, & none aduantage to the ſaid fletchers, and the common people throughout the realme therby greatly diſeaſed: wherfore our ſoueraigne lorde the kynge, conſyderyng the premyſſes, by thaduyſe and aſſent of the lordes ſpiritual and temporal, and at the requeſt of the ſaid commons, hath ordeyned that frõhensforth at all tymes it ſhalbe lawfull to the patenmakers of this realme, to make patens of ſuch tymber of aſpe, that is not apte ſufficient nor conuenient to be made in ſhaftes, and that for the common welthe. And that as often as any patenmaker, after the feaſt of Eſter, whiche ſhalbe in the yere of our lord god. M.CCCC.lxb. ſhall make any patens or clogges of ſuche parte of aſpe tymber, that ſhalbe able and ſufficient to bee made in ſhaftes, ſhall forfayt for euery tyme. xl.s. the one halfe therof to the kyng, and the other halfe to hym that wyll ſue in this behalfe.

Cap. x.

¶ Item where as by the noble kynge Edwarde the thyrde progenitour of our ſoueraigne lorde the kynge that nowe is, after the conqueſte of the towne of Caleys, in his parlyamente holden in the. ix. yere of his reygne, in relyefe and comforte of the towne of Douer, one of the townes of the fyue portes in the countie of Kent, dyd ordeygne, that no marchaunt, pylgryme,

Douer.

nor

nor noneother person or persons hors or beast, shulde take any passage towardes the towne of Caleys, from any porte or place within the countie of Kent, but only from the porte of the sayde towne of Douer. And also that no marchaunt pylgryme nor none other persone or persons, hors, or beaste, shulde come from Caleys in to any porte of Kent, but only to the porte of the sayd towne of Douer, Excepte souldeours and marchantes commynge and goynge with their shyps frepted with marchaundises, onles it were by the kynges commaundement, or other wyse that they were dryuen or compelled to take some other place or porte by tempest. Also it was ordeigned and established by the auctoritee of an other parlyament, holden in the .xiii. yere of the noble kynge R. the .ii. after the conquest, that all passage shulde be kept at the sayde towne of Douer in the maner and fourme before reherced, and in none other place within the sayd countie of Kent, as there hath bene vsed and accustomed by reason of the premysses, till nowe late, that notwithstandynge diuers pylgryms and marchantes and other persons, whiche be no souldiours, with hors and other beastes of late tyme haue vsed commonly to take their passage towardes the sayde towne of Caleys, at diuers portes and places in the same countie of Kent, And to come from Caleys in to Kent at dyuers portes and places in the same, other than in the sayd porte of Douer, contrarie to the grauntes and ordynances aforsayde, to the greate damage empouerysshement and desolacion of the same towne, and lykely by continuaunce to be the cause of ieopedy and losse of the same towne, castell and the countrey adioynyng, Our sayd souereaigne lorde the kynge, the premisses considered, and howe the sayd towne is set in the vttermost parte of this realme nere to his ennemies and hath no meane of comfort nor relefe, but onely by meane of the sayd passage, hath ordeyned established and enacted by thaduyse assent and auctorites aforesayd, that no pylgrym marchant nor none other person or persons, hors or beast, except souldeours and marchauntes with their marchaundises in the maner and fourme before recyted shall from henseforthe take their passage at none other place or porte within the countie of Kent, but only at the sayd porte or towne of Douer, if they may there haue sufficient passage and shyppyng. And also that no pylgrym marchant nor none other person or persons hors or beast, shall come from Calets to any porte or other place within the sayde countie of Kent, but onely to the port of the sayd towne of Douer, except souldiours and marchauntes with their marchandises, onles they haue and shewe the kynges commandement in wrytynge so to do, or els be compelled and dryuen to some other place or porte by sodeyn tempest. And that euery person, of what estate degree or condicyon he be, whiche voluntarily dothe agaynst this acte or ordinaunce, shal forfaite for euery tyme that he so doth .v. marckes. Our souereaigne lorde the kyng to haue the one halfe, to be employed vpon the reparacion of the castell of Douer by the surueyng of the constable or his lieutenante there, the other halfe to that person or persons of the sayd towne or castell, beinge a freman of the sayd towne of Douer, that wyl comence or sue an action therof against thoffender. And that euery person or persons of the sayde towne or castell,

Passage. Caleis.

freman

freman of the said towne of Douer, maie in his owne name haue againste euery person that willingly offendeth this statute, a generall action of dette of the saide summe of. v. markes, and declare especially vpon the same acte or ordinaunce. And that proces of outlagarte, and all other processes and determinacion shalbe had in the said action as is had & vsed in other generall actions of dette. And also the maister of euery ship and vessell, whiche willingly contrary to this acte doth conuei to any place or places any pilgrime, marchant, or other person or persons, horse, or beast, shall lykewise forfaite at euery time that he so doth fyue markes, in the maner and fourme aforesaid to be sued, had, recouered, leuied, and employed.

Shipmaister.

Here beginneth a statute made at westminster in the .vii. yere of kynge Edwarde the fourthe.

T the parlyamente holden at westminster the thirde daie of June, the .vii. yere of the reigne of kynge Edwarde the .iiii. after the conquest, Our said souerainge lorde, by thaduise & assent of the lordes spiritual and temporall, and at the requeste of his commons in the said parlyment assembled, & by auctoritee of the same parlyament, hath ordeigned and establisshed certaine statutes and ordinances in maner and fourme folowing.

Cap. i. Worstedes.

Firste where as there bee as well within the citee of Norwiche as els where within the countie of Norf. diuers persons, whiche doe make vntrue wares of all maner worstedes, not beinge of thassise in lengthe nor in brede, nor of good stuffe, and right makinge as thei oughte to be, and of olde tyme were accustomed. And the sleies and yarne perteining to the same, not rightfully made and wrought, in great disceit, aswel of denizens as of straungers, inhabitynge or repairinge to this realme, whiche haue vsed and doe vse to bye such marchaundises, trustinge that thei were within, as thei semed outwarde, where of trouthe it is contrary. And where as the worstedes in tymes paste were laufully wrought, and a plesant marchaundise, and greatly desyred and beloued in the parties beyonde the sea. Nowe because thei be of no right makynge nor right stuffe, thei be reported and called subtyle and vnlaufull marchaundise, and of littell reputacion, to the great damage of our soueraigne lorde the kynge, and great preiudice of his faithfull people. Our soueraigne lorde the kynge, by thassent of the lordes spirituall and temporal and at the requeste of his commons, being in the said parlymẽt, and by thauctoritee of the said parlyament, for the welthe of his people, and the perpetuall amendment of the said worstedes, and eschewinge and auoidinge all maner disceiptes to be done and wroughte in worstedes by them that woorke the same, and the meanes therof, hath ordeigned and establisshed, that men of the saide crafte within the saide citee shall haue power euery yere, the mundaie next after the feaste of Penthecost, to chose .iiii. wardens within the saide citee of the same crafte. And also that artificers of the same crafte lykewise out of the citee, that is to saie within the countie of Norf. shall haue power euery yere at the same daie to chose .iiii. wardens

within

within and of the sayde countie of the same crafte, And that forsayde wardens in the sayde countie and citee to come before the mayre of the sayde citie for the tyme beyng, vpon the monday nexte after the feast of Corpus christi then nexte folowynge, and than to be sworne before the mayre of the sayde cytee, and the stewarde of the duchie of Lancaster within the sayde countie for the tyme beinge, if it happen hym within the sayd citee than to be presente, or els before the sayd mayre onely, the sayde stewarde than beinge present. And that all the sayde wardens, aswell within the sayde cytie as without, or els the greattest part of them, vnder this fourme before recited, chosen and sworne, shall haue full power for the yere than next folowing to suruey the workmanshyps of the sayde artificers, and that they make and worke rightfully and well and of good stuffe, and to ordeigne suche rules and ordinaunces within the said crafte, as often as it shall seme nedefull or necessarie, for thamendment of the sayd worstedes and crafte. And that suche rules and ordinances so made and ordeyned to them, to be obeyed and kepte by the sayd artificers, Or els .iiii. of the said wardens, callynge to them .vi. of the moste discrete of their sayde artificers within the sayde cytee, and .vi. of the same artificers within the sayd countie, by the discrecion of the sayde mayre and stewarde, or of one of them, shal punisshe suche of the sayd artificers, whiche breaketh or doth contrarie to any of theyr said rules and ordinaunces. And that euery peece of worsted be pursuynge through the pece of lawfull makynge good and conuenient stuffe. And that they shall holde the lengthe and brede as thassise was wonte to be of olde tyme ryghtfully accustomed, that is to say, beddes of the greattest assise .xiiii. yardes largely in lengthe, and foure yardes largely in brede. And beddes of the meane assise .xii. yardes in length & iii. yardes in brede. And beddes of the least assise .x. yardes in length at the least, and fyue quarters in brede: and clothes called chanon clothes of the one assise .vi. yardes in length and .ii. yardes in brede. And of the other assise .v. yardes in length, and .vii. quarters in brede: and double motleys .vii. yardes in length, and .v. quarters in brede. And sengle motleys .vi. yardes in length, & .v. quarters in brede: and double worsted .x. yardes in lengthe and .v. quarters in brede. And the halfe double worsted .vi. yardes in length and .v. quarters in brede: and the rolle of worsted .xxx. yardes in length and di. yarde in brede. And that no lambes wolle be put in any of the saide worstedes. And that the wardens of the sayde crafte and euery of them for the tyme beynge, shall haue power and auctorite to seyse all suche clothes and stuffe so beinge defectife. And that the sayde mayre and stewarde and euery of the, by .xii. of the discrete artificers of the sayd cytee & countie, shal haue power at all tymes to enquere here and determyne of all suche as dooe agaynste the saide ordinaunce within the sayde citee or countie. And moreouer in eschewinge of all suche dyscrypptes and falsytie, whiche myghte happen to bee wrought and done in the sayde crafte by the eyghte wardeyns aforsayde, or betwyxt them selfe onely, or in councelynge of the falfe workemanshyppe of other of the sayde artificers in the sayde citee and countie, That the mayre of the sayde citee, for the tyme beyng, and the sayde stewarde or one of them,

at

at ſuche tyme as he ſhall thynke conuenient, ſhall call before hym the ſayde xii. artificers, or the greatteſt parte of them, and charge them to bee ſworne to make ryghtfull ſerche as well in the ſtuffe as in all the worckynge of the worſtede by the ſayde. viii. wardeyns hereafter to be wrought and made. And that the ſayde wardeyns ſo found defectife, or in execucion of their office in ſerche of al other of the ſame artificers within the ſayd citie and countie, or in their owne ſtuffe or workmanſhip, ſhalbe corrected by the ſame maire or ſtewarde in ſuche forme as other offenders of the ſame crafte ought of right to be corrected. And that the ſayde wardens and euery of them in euery part of the ſayd citie of Norwyche, and els where in the counties of Nork. Suff. of Cambrydg at all tymes conuenient, ſhall haue power to ſerche all maner of worſtedes, and the ſtuffe of them, alwell within the lomes as out of the lomes, wrought within the ſayd citee of Norwhiche or countie of Norfolke. And if any man before the ſayde mayre and ſtewarde or any of them, be therof founde defectyfe, by theyr diſcrecyon he ſhall be corrected: And the worſted and ſtuffe founde in maner and forme aforeſayde defectyfe, ſhall be forfayte. The one halfe of ſuche forfaiture founde in the ſayd citee of Norwyche to be to the mayre of the ſame citee, and founde in any other place, to the mayre or baylyffes of the citees boroughes and townes, or to the chefe lordes of the fee of and in ſuche place as ſhall happen any ſuche worſtedes and ſtuffe by the ſayd wardens or by any of them by any cauſe aforeſayde to be found defectyfe or forfaytable. And the other halfe to the wardens of the ſayde crafte for the tyme beynge. And that no man of the ſayde crafte make any worſted, onles he put his propre marke fyxed or wouen vpon the ſame by thordinaunce of the ſayd wardens, or els the ſame worſted to bee forfaite to our ſayde ſoueraigne lorde the kynge. Moreouer for the full reformacion of the diſcepptes and falſitie aboue reherſed, by thauctoritee aforeſayde, it is ordeyned and enacted, that the ſayd eyght wardens the ſayde monday nexte after Corpus chriſti yerely, incontinently after theyr charge aboue recited, before the ſayde mayre and ſtewarde or one of them, ſhall aſſigne incontinently a certeyn place or two within the ſayd citee, and certain daies by the weke. And an other certayne place or two or more if they thynke it neceſſarie in the ſayde countie of Norfolke, and certayn dayes by the weke, for the yere than nexte folowynge, to thentent that euery pece of worſtede, whiche in the ſame yere ſhalbe ſet to ſale, ſhalbe brought before the wardens of the ſayde crafte for the tyme beinge, to one of the ſayde places ſo by them aſſigned, to thentent that as well thartificers of worſtedes, as the ſayde wardens maye certaynly knowe the place where the ſayde worſtedes may duely and ryghtfully be ſerched. And if the ſayd wardens fynde the ſayde worſtedes by their ſerche well and laufully made, that than ſuche a marke or token ſhalbe ſette by the ſayde wardens or by one of them, without fyne or fee vpon the ſame, ſo that all byers may well knowe, whiche pece is ſufficiently and ryghtfully ſerched and wrought. And that the ſayde ſerche ſhall as well extende to the ſtuffe of the ſame, as to the ſufficient makyng. And ſuch as they ſhall fynde defectife, that the mayre of the ſayd cytie and ſtewarde of the ſayde duchie or

one

or one of them for the time beinge, by thassente of the saide wardens and .xii. artificers, shall haue power by this acte to set therin in suche correction as to them shall seme resonable. And for euery peece of worstede solde, not marked after the fourme aforesaide, that the firste seller therof shall forfaite the pryce of the peece so by him solde, to our soueraigne lorde the kynge. And that all ordinaunces actes and grauntes made or to be made in prejudice or contrary to the premisses concerninge worstedes, be voide and of none effecte. And that all maires sheriffes and bailyffes, and all other officers shall be attendinge aidinge and supportinge to the saide wardens, in their serche, as often as thei or any of them shalbe by the said wardens or any of them reasonably required.

Cap. ii. Clothes made in Liston Tauestok and Rowburghs.

¶Item it was shewed to our saide soueraigne lorde the kynge in the saide parlyament, by the inhabitauntes and residentes of the hundredes of Liston Tauestok and Rowburghe, within the countie of Deuonshyre, that where as in the last parlyament begonne at westminster the. xxix. daie of Aprill, the thirde yere of his reigne. And by diuers prorogacions and adiournementes continued tyll the. xxi. daie of January, in the. iiii. yere of his reigne, amonges other thinges it was ordeined by auctoritee of the same parliament, that no person, whiche shoulde make any wollen clothe to sell from the feaste of sainte Peter called ad vincula than nexte folowynge, shoulde not put in or vpon the same clothe any flockes in any wyse, vpon peine of forfaiture of the same clothe, wherin any flockes shoulde be put or mixte, as by the saide ordinance more plainly appereth. By whiche ordinaunce the saide inhabitauntes beinge within the saide hundredes, were lykely to be vndone, bycause that thei haue continually vsed from the tyme, wherof is no mynde, to mixe and put flockes in the clothe made there of the woolle growinge within the same hundredes, without whiche flockes thei might not nor coude make any clothe there to sell by reason of the grosnesse and stobernesse of the same said wooll. For the same wolle is not put in clothinge nor clothe in any parte of this realme, so that our soueraigne lorde the kynge by the said ordinaunce shall lose his customes aulnage and all other profites pertcinynge and belongynge to him of the saide clothe made in the saide hundredes. And the inhabitauntes aforesaide for euer shalbe vtterly empouerisshed and lyke to be destroied, onles a reformacion be had in the premisses. Our soueraigne lorde the kynge (the premisses considered) by thaduise and assent of the lordes spirituall and temporall, and the commons in this present parlyament assembled and by thauctorite of the same hath ordeigned, that all the saide inhabitantes and residentes in any places within the same three hundredes, maie make and cause to be made all maner wollen clothe of the saide woolle, and to the same lawfully put and do to be put such quantitee of flockes as shall be nedefull and profitable to the maker and owner of the same clothe. And that all the clothes after suche fourme to bee made with flockes within the saide three hundredes and euery of them, may be bought & solde at al times without any impechinge or domage of any person, and without forfaitinge of any of the saide clothes, notwithstandinge the saide ordinaunce aboue rehersed.

¶Item

Cap. iii. Woollen yarne.

¶Item it was shewed in the saide parlyamente by the commons, that where as in diuers partes within this realme marchauntes as well straungers as denisens haue daily vsed to bie wollen yarne by the poundes and other weightes in diuers markettes and feires, wherof clothe shoulde bee made, And haue vsed to bie rawe clothes not fulled, and the same yarne and rawe clothes so not fulled, did cary beyonde the sea. For all whiche yarne and clothes vnfulled our souerainge lorde the kynge did take no maner custome, awnage, nor none other profitte nor auaile, where if the saide yarne were wouen, and the saide clothes fulled within this realme, the kynge shulde haue the custome and aduauntage for the same. And weauers and fullers of the saide realme shoulde be well occupied. For defaute wherof the kynges liege people be greatly hurte and impouerisshed. And straungers therby the better occupied and enryched, wherfore our saide souerayne lorde the kynge, by the assent of the lordes spirituall and temporall, and at the request of his commons in the said parlyament assembled, and by thauctorite of the same, hath ordeigned and establisshed, that no person denizen or straunger, from the feaste of thassumpcion, whiche shall be in the yere of our lorde god. M. CCCC. lxviii. shall cary or cause to be caried in to any parties beyonde the sea any wolen yarne or clothe not fulled, but that the wollen yarne, which shalbe made after the same feast in this realme, shall be wouen in the same realme. And also all clothe therin made, after the saide feaste, shall be fulled and fully wrought within the saide realme, before that it be had and caried out of this realme, vpon paine of forfaiture of the very value of all suche yarne vnwouen and clothe not fulled had or caried out of this realme. The one halfe of the same forfaiture to be leuied to the kinges vse, and the other halfe therof to him or them that espieth or maketh proffe of any such vnwouen yarne or clothe not fulled after the said feaste to be caried to any place beyonde the sea.

Clothes not fulled caried beyonde the sea.

Cap. iiii. Graunte.

¶Item by thaduise assent and auctorite aforesaid it is ordeined, that euery graunte, releas, confirmacion, and restitucion made and graunted by the kynge in fee simple or fee taile, to any person or persons after the. viii. day of marche, the firste yere of his reigne, of any maner or maners landes or tenementes with their appurtenantes, whervnto the saide persone or persones, before the tyme of euery suche graunte, releas, confirmacion, or restitucion to him or them so made, had in or to the same right or tytle, shall be of suche force and effecte as thei were before the beginnynge of the saide parlyamente. Any acte made or to be made in the same parlyamente, notwithstandynge.

Cap. v. Atteinder.

¶Item by thaduise assent and auctorite aforesaide it is ordeined, that all landes, tenementes, hereditamentes, and other possessions, whiche the firste daie of Marche, nexte before the fourthe daie of Marche the firste yere of the kynges reigne, were holden by fealte and rente, or other seruices, of any person or personnes not atteinted, whiche landes, tenementes, hereditamentes or other possessions, the fourthe daie of Marche in the firste yere of the kynges reigne, or any tyme after came into the kynges handes or possessions

possession by reason of any attainder of treason. And after passed from the kynge by any of his letters patentes, to any person or persons, or hereafter shall passe from the kynge by any of his letters patentes to any person or persons, that the same person or persons, and euery of them, and euery their heire and heyres, assignee and assignees, successour and successours, shall haue perceyue and take suche rent and rentes, as to any of them were due and ought to be due of the same landes tenementes, hereditamentes or other possessions, or any of them, beinge in the handes of any other person or persones than the kynge, as if the sayde atteynders had not ben had. And that it shall bee lawfull to euery person or persons not atteinted, and to euery of them, and to euery of theyr heyre or heyres, assygnee and assygnees, successour & successours, in the same landes, tenementes, hereditamentes, or other possessions, beyng in the handes of any other person or persons than of the kyng, for the sayd rent or rentes to distreyne, after suche maner and fourme as they and euery of them myghte haue done, if the same atteynders had not ben had. This acte to be in his force the fyrst day of this sayd parliament.

Here foloweth the statute made at Westminster in the viii. yere of the reigne of kynge Edwarde the fourth.

OUr soueraigne lord the kyng, Edwarde the fourth after the conquest, at his parliament begon at westminster the thirde day of June, the seuenth yere of his reigne. And by dyuers prorogacyons and adiournementes continued tyll the. xii. day of May, the viii. yere of his reigne, The same. xiii. day by thaduyse and assent of the lordes spiritual, and temporal, and at the especyall request of his commons in the same parlyament assembled, hath ordeyned and establyshed diuers statutes and ordynaunces in the fourme folowynge.

Cap. i. Woollen clothes called brode set clothes.

FYrst because it was shewed in the sayd parliamente, by the comons there beynge, concernynge the clothmakers and inhabytantes within the countie of Northfolke, Suffolke, and Esser, that where as longe tyme paste there hath ben a good common vsage within the same coũties, by the clothmakers there, that dyuers wollen clothes called brode set clothes, and other called streyte set clothes, that is to say, the sayd set brode clothes euery cloth to conteyne after their sufficient workmanshyp therto requyred redy to sale. xxviii. yardes and. xxviii. ynches in length by the crest, and in brede. viii. quarters within the lystes dyrectly from one ende of the clothe to the other ende of the same. And euery clothe of the sayd set brode clothes so made redy to sale to weye. xxviii. li. at the least or moze. And the sayd clothes called streyt set clothes to conteyne after theyr sufficient & rightful workemenshippe therto required redy to sale, in length. xiiii. yardes and. xiiii. ynches measured by the lyste. And in brede. iii. quarters & di quarter of a yarde within the listes directly from one ende to the other. And euery clothe of the sayde streyte set clothes so made redy to sale, to wey xx. li. and di at the least or moze, wherby the sayd clothemakers and inhabitantes in the sayde counties dyd greatly

prosper,

prosper, and had great profyte and good vtterance of the sayde clothes and the kynge greatly encreaced in his customes, tyl nowe late that diuers and many of the inhabitauntes and clothmakers within the sayde counties, by subtile immagynacion crafte and collusion dyd and nowe dothe make clothes there, namyng some of them brode set clothes, and some of them streyte set clothes. The whiche so named brode set clothes, the cloth passeth not the length of. xxvi. yardes, and some lesse, and in brede no more but. vi. quarters, & some lesse. And in weight not aboue. xxviii. li. and some lesse. And the sayd clothes called streyte set clothes, the clothe passeth not the length of. xii. yardes, and some lesse, and in brede but halfe a yarde and di quarter of a yarde and some lesse. And in weighte not ouer. vii. li. and some lesse. By reason of whiche disceiptes, aswell in the vndue workemanship, as in defaute of length brede and weyght, the saide clothmakers and inhabitauntes within the said thre counties, haue not had nor may haue vtterance in to straunge parties nor to haue profite of the sayde clothes made after the fourme aforesayde, because of the not due makyng aforsaid, to the great damage & vtter vndoinge of the faythfull clothmakers inhabityng within the sayde counties, & great damage to the kynge of his customes and deuoyres in this behalfe. Our sayde soueraigne lorde the kyng (the premisses considered) by thaduyse and assent of the lordes spiritual and temporal, and at the requeste of his comons beinge in the saide parlyament, & by thauctoritee of the same, hath ordeyned and established, that all the sayde clothes called brode set clothes, & streyte set clothes, and euery of them, whiche shalbe made within any of the sayde counties after the fyrst day of August, whiche shalbe in the yere of our lorde god. M.CCCC. lxviii. shalbe ryght fully made in the fourme ensuynge.

That is to say, euery of the sayde clothes called brode set clothes, after they be sufficiently, perfytly, and ryghtfully made, cleane skoured, fully serched, and redy to sale, shall conteyne in lengthe. xxviii. yardes, and. xxviii. ynches measured by the creste, and in brede. vii. quarters within the listes directe from one ende of the sayde clothe vnto the other. And euery of the sayd brode set clothes after all the sayd sufficient and perfyte workmanshyp, cleane skowryng, and full serchynge, and made redy to sale shal weye. xxviii. pounde at the least. And also that euery of the sayd streyt set clothes, whiche shalbe made in any of the sayde counties after the sayde fyrste day of August, after all maner sufficient perfyt and ryght workemanshyp, clene skowryng, & full serche, and redy to sale, shal conteyne in length. xiiii. yardes and. xiiii. ynches measured by the lyste, and in brede. iii. quarters and di. quarter of a yarde within the lystes directly from one ende to the other. And euery of the sayde streyt set clothes after all the saide sufficient & perfite workemanshyp, cleane skowrynge, and full serchynge, and made redy to sale, shall weye. ix. pounde and. di. at the least. And that all the sayde clothes, called brode set clothes & streyt set clothes, whiche shalbe made within any of the sayde counties after the sayde fyrste day of August, of ryght and perfyte workemanshyp, accordynge to this ordinaunce, shalbe sealed by the kynges aulnegour or sealer, with the seales of the subsydie and awnage within euery of the sayde coun-

Aulnegour.

ties

ties therfore ordeigned printed in ware. And that no persone or persones, after the saide firste daie of Auguste, shall offre nor put to sale any of the saide clothes, called brode set clothes or streite set clothes, not keppnge full lengthe brede and weighte, or not clene showed or fully serched accordynge to this ordinans, vpon peine of forfaiture of the same, the one halfe therof to thuse of our said soueraine lorde the kinge, and the other halfe therof to the partie that shall espie and seise the same. And that no person or persons after the saide firste daie of August shall tache packe or cary any of ỹ saide clothes called brode set clothes or streite set clothes, out of any of the saide counties, oneles the same be sealed by the kynges aulnegour or sealer, after the maner aboue ordeigned by this ordinaunce, vpon peine of forfaiture of the same, The one halfe to the kynge, and the other halfe to the partee whiche shall espie and seise the same. And if any aulnegour, or any of his deputies within any of the said counties, shall seale any of the saide set clothes, not conteininge the same length brede and weight aforesaid, that than he shall forfaite for euery brode clothe so sealed. vi. s. viii. d. And for euery of the saide streite set clothes so sealed. xx. d. The one halfe of the same forfaiture to be paide to thuse of our said soueraigne lorde the kynge. And the other halfe to him that will sue for the same by accion of dette by writte or bylle in any of the kinges courtes at his election that will sue in this behalfe. And in the same action to recouer ouer and beside the saide forfaiture, suche costes and damages as be commonly vsed in an action of det sued at the common lawe.

Cap. iii.

Lyueries. Badges.

¶ Item our saide soueraigne lorde the kynge remembrynge that where in tymes paste diuers statutes haue bene made for the punisshemente of suche persones, whiche geue or receiue lyueries, with diuers peines and forfaitures comprysed therin: And that yet dyuers persones in great nombre, hauinge no drede of the saide peines and forfaitures, doe daily offende against the fourme of the same: By the aduise and assent of the lordes spirituall and temporall, and at the prayer of the commons of this realme, being in the saide parlyament, and by auctorite of the same, hath ordeined and establisshed, that al statutes and ordinaunces made before this tyme against any persons for geuynge or receiuinge of liueries and badges, shall be fully obserued and kepte. And moreouer that no person, of what estate degre or condicion that he be, by him selfe or any other for him, frō the feast of the Nauitee of saint John Baptist, whiche shalbe in ỹ yere of our lorde god. M. cccc. lxviii shal geue any suche lyuerey or badge, or reteiane any person other than his meniall seruaunt officer or lerned man in the one lawe or the other, by any wrytinge, othe, or promesse, and if any doe the contrary, that than he shall renne in peine and forfaiture for euery suche liuerey or badge geuen. C. s. and the reteigner or taker of suche othe wrytynge or promesse, or reteigner by indenture, for euery suche reteignynge or takynge of any suche othe or promesse or reteignynge by indenture, shall incurre the peine and forfaiture of. C. s. for euery moneth that any suche persone is so reteigned with him by othe writynge indenture or promesse. And also that euery persone so reteigned by writinge indenture othe or promesse, for euery suche moneth

Reteinynge.

that he is so reteigned, shall forfaite & lose. C. s. And moreouer the kynge by thaduise assent and auctorite aforesaid hath ordeined & establisshed, that as wel before the kynge in his benche, as before the Justices of the comon place Justices of peace in their sessions, Justices of oier and terminer and iayle delyuerey, The kynges Justices of the counties palantine of Lancaster and Chester for the tyme beinge, in euery of those the kynges courtes aforesaide, before them or any of them, And in the regalie and courte of the archebisshop of Yorke in Heramshyre before the Justices there, And in the courte of the bisshop of Durham in the countie palantine of Durham, before his Justices there, euery person that wil sue or complaine against any person or persones offendinge or doinge against this fourme of this ordinance, or any other of the premisses, shall be admitted by the discrecion of the iudges in euery of the saide courtes to geue informacion for the kynge therin of any of the premisses within the iurisdiction of euery of the saide courtes done or committed. And euery suche informer, if he wyll, shall be admitted to sue for the kynge and him selfe actions or action vpon the same by informacion to be geuen or made in any of the saide courtes, against as many suche offendours in one bille or informacion to be named as lyketh hym, whiche so informeth. And this informacion so geuen shall stande and be in stede of a bille or originall writte. And that therupon all suche proces shalbe had and made, as is had and made vpon an originall writte of trespas done againste the kynges peace. And if any of thoffendours be presente in any of the saide courtes, he by the commandement of euery of the iudges in the same courtes shalbe brought in and put to answere to such bille or billes by suche informacion, by an othe firste to be made vpon a booke by the informer before any of the saide iudges, that his complainte is rightful without any other or further proseste therin. And that the same iudges and euery of them in euery of the saide courtes shall haue power in their seuerall iurisdiction, to examine all persones defendauntes and euery of them, vpon euery suche informacion, and to iudge hym or them conuicte or attainted as wel by such examinacion as by tryall, as the case requireth, after the discrecion of the iudges, And also shall be charged by the iudgement in the same to the persone complainaunt or informer in this behalfe, of all the costes had in the same by the discrecion of the iudges and iudge in the same. And also the same partie complainant to haue the one halfe of the saide forfaitures, & the kynge the other halfe. And all suche execucion to be had for the informer in this behalfe, as is had or ought to be had in recoueries of dette or trespas at his pleasure. And that no protection nor essoine be allowed vppon any suche informacion. And that no shiriffe or coroner retourne vpon any defendant beinge a person sufficient, in any suite grounded vpon any of the premisses retourned sufficient, any lesse issues than .xx. s. at the firste date of the distresse: and at the seconde date. xxx. s. and at the thirde date. xl. s. and so at euery date after, more by. x. s. in issues. And if any sheriffe or coroner do the contrary, that than he shall forfaite for euery suche retourne against the fourme aforesaide. xx. s. And also by thaduise assent and auctorite aforesaide it is ordeigned, that in euery

Justices.

Shiriffe.

euery citie, burghe, towne, and porte of this realme corporate, wherein the mayre, shiriffes, shiriffe, baylyffe or bayliffes: or other chiefe officer of such cytie burghe towne or porte, haue power to here and determine personall plees: the same mayre, shiriffes, shiriffe, baylyffe or baylyffes, or chiefe officer in the courte holden before them or any of them, within any suche cytie, burghe, towne, or porte, shall haue all lyke and suche auctorite to receyue suche informacion, as to here and determine as well by examination as by tryall by their discrecion, all thynges done concernynge the premisses, by or to the inhabitauntes within the iurisdiction of the same courte, And to make and putte this ordynaunce in execucion in lyke maner and fourme as is aboue ordeigned. And that our soueraigne lorde the kynge shall haue the one halfe of the forfayture, And the informer therin, & the mayre, shyryffes, shiriffe, baylyffe or bayliffes, or chiefe officer of suche citee, burgh, towne, or porte, to haue the other halfe equally to be deuyded betwyxte them: wherof the parte perteynynge to the mayre, shyryffes, sherysse, baylyffe or baylyffes, or chiefe officer, shalbe applyed to the vse of suche citee, burghe, towne, or porte. And that all retaynynges, and euery retaynyng by indenture or other writynge othe or promysse of any person made before the sayde feast, other then to be meynyall seruantes, or officer, or of his counsaile, or for lawfull seruice done or to be done, shal be from the sayde feast vtterly voyd & of no force nor effecte; Also it is ordeined and establisshed, by thauyse assent and auctorite aforesaide, that our souraygne lorde the kynge shall haue the one halfe all of the sayde peynes and forfaytures in maner and fourme before ordeyned: Except in citees, burghes, townes, and dyuers other places, where any person or persons haue by reason of their priuileges, lyberties, fraunchyses, or graũtes, lyke forfaytures and peynes: And that euery suche persone or persones shall haue the halfe of the sayde forfaytures and peynes, made by this acte, accordynge to their pryuileges, liberties, fraunchyses, and grauntes, as the kynge shulde haue, if the sayde priuileges lyberties fraunchises and grauntes had not bene had graunted nor made.

Prouided alwayes that this acte extende not, nor be preiudicial to any gyfte graunt or confirmacion made or to be made of any fee, annuytie, pencion, rente, landes, or tenementes, by the kynge or any other persone or persones, to any person or persons for their counsaile geuen or to bee geuen, and theyr lawfull seruice done or to be done, and for none other vnlawfull cause, nor none other vnlawful entent: although that the person or persons, to whom suche gyfte graunt or confirmacion is or shalbe made, bee not lerned in the one lawe or in the other. Also it is ordeyned by thauise assente & auctorite aforesayd, that euery suche gyfte graunt, or confirmacion shalbe of lyke force and effecte, and as good, effectuall & auayliable, as they and euery of them were, if this acte had not ben made And by ỹ sayd auctorite it is ordeyned, that no extende shalbe awarded by any of the iustices for the tyme beynge within the sayde counties palantyne of Lancaster and Chester, or eyther of them, or in the sayd bisshoprych of Durham, agaynst any persõ or persons, vpon any informacion, suite, or proceese to be made by force of this ordinance

Exigende.

and statute. And if any exigende be awarded, or an outlagarie therupon pronounced in any informacion suite or proces to bee made by vertue of this ordinaunce as before is saide, that than suche outlagarie shall bee vtterly voide and of no force nor effecte, without any suite by writte of errour or otherwyse. Prouided also that this ordinaunce do not extende to any lyuerey geuen or to be geuen at the kinges or quenes coronacion, or at the stallacion of an archebishop or bishop, or erection creacion or mariage of any lorde or lady of estate, or at any creacion of knightes of the Bathe, or at the commencement of any clerke in any vniuersitee, or at the creacion of sergeauntes of the lawe, or to geue by any gylde fraternitee or misterie corporate, or by the maire and shiriffes of the citee of London, or any other mayre shiriffe or other chiefe officer of any citee, borough, towne, or porte of this realme of Englande, for the time beinge durynge that tyme, and for executinge their office or occupacion, nor to any badges or lyueries to bee geuen in defence of the kynge, and of this his realme of England, nor to the constable and marshal, nor to any of them for geuinge any badge lyuerey or token for any feates of armes to be done within this realme, not to any wardeins of the marches towarde Scotlande for any lyuerei badge or token for them to be geuen from Trent northwarde, at suche tyme only as shall be necessary to leuy people for defence of the saide marches or any of them.

London.

Cap. iii. Middelsexe.

Item it was shewed by the saide commons in the said parlyament, on the behalfe of the free holders dwelling within the countee of Myddelsexe within which countie there be yerely many actions sued and tryals had by twelue men, whiche be within many other counties of this realme, caused by the restraunce of all the kynges courtes holden and remayninge at westmynster within the saide countie, so that in euery action ioined to an issue in the saide countie, some of the saide free holders be impanelled, to their great vexacion, and also beside the sessions of peace holden within the saide countie, by inquisicions of the kynges benche, and vpon the delyueraunce of prisoners there, and by actions vpon patentes and tailes sued in the kynges eschequer, and to shiriffes and other accomptantes, their deputies and attourneies, surmyses to be shewed and issues therupon ioined and taken, the same tenantes alwaies impanelled therupon be importunatly vexed greued and impouerisshed. And (whiche more hurte is) whan thei be empanelled in diuers actions personelx, And the Venire facias and Habeas corpora returned: a delate by essoine or defaute is by the lawe allowed to the partie plaintiffe or defendant: and though some of them, whiche be impanelled, wolde appere, yet the Iurie shoulde not be demaunded, but all their difaultes without demaundinge (be it amerciament or issues so vpon them retourned) shal be entred, no defaute beinge in them, whiche is against reason. Our soueraigne lorde the kynge (the premisses consydered) by the aduise of the lordes spirituall and temporall, and at the requeste of the commons in the said parliament assembled, and by auctoritee of the same, hath ordeined, that euery iurour, from the feast of the blessed Trinitee nexte cominge, that shall be impanelled and retourned within the saide countee of Middelsexe, in any of the saide

Iurie.

courtes

courtes, in any of the said actions, at euery fourth date of the retourne therof shalbe demaunded and called. And that all persones impanelled in any of those that doth appere at the same date, their apparance shalbe recorded and there entred by the courte, and thei shall not be amerced, nor losse any issues the same date in that sute. And it is ordeigned by the same auctorite, that euery defaute essoine and euery other delaie of any persone plaintife or defendant in any suche personall action by the lawe heretofore vsed, by this ordinance shall not be preiudiced nor taken away in any maner, but to be adiuged adiourned and allowed in as ample and large fourme, as thei were before the makinge of this statute, This ordinaunce notwithstandinge.

¶ Item where as in the .xiiii. yere of the reigne of kynge Edwarde the thyrde, progenitour of our soueraigne lorde the kynge that nowe is, it was ordeigned, that no shiriffe shoulde abyde in his office ouer a yere. And in the xlii. yere of the reigne of the same kinge Edwarde the thirde, it was ordeigned, that no sheriffe, nor vndersheriffe, nor sheriffes clerke, shoulde abide in his office ouer a yere, whiche ordinaunce amonges other in the .xviii. yere of the reigne of the late pretensed kynge Henry the sixt, in the full parliament were rehersed, and by auctorite of the same it was ordeigned, that if any sheriffe, vndersheriffe, or sheriffes clerke other than in the same ordinaunces was excepted, shoulde occupie thoffice of shiriffe, vndershiryffe, or shiriffes clerke, contrary to any of the saide ordinaunces, that than he that so shoulde occupie, shoulde forfaite the summe of CC. paundes. and that euery pardon from thense forthe to bee made of suche forfaiture of the saide summe shoulde be voide and not auailable. And that euery lige man, that wolde sue for the same, suyme forfaite againste him or them, whiche so shoulde forfaite, shulde be receiued and admitted to sue an action of dette in his owne name: The kynge to haue the one halfe of that that shulde be recouered by the saide action, and he or thei that so wolde sue, to haue the other halfe therof, as in the saide ordinance, made the said. xviii. yere doth more fully appere. Contrary to whiche ordinaunces diuers shiriffes, vndershiriffes, and shiriffes clerkes, of diuers counties of this realme in the firste seconde and thirde yeres of the reigne of our soueraigne lorde the kynge that nowe is, than beinge in this realme great trouble, and peace that not fully stablisshed, did occupie ouer a yere, some of them by a greater space ouer a yere, and some by a lesse, caused in diuers parties of this realme by the said trouble, and in some parties because that none other sheriffe was ordeined by longe space after the yere paste: Our saide soueraigne lorde the kynge, by the aduice and assent of the lordes spirituall and temporall, and at the request of his cõmons in the said parliament assembled, and by auctorite of the same hath ordeined and stablished, that no maner person being sheriffe, vndersheriffe, or shiriffes clerke, of any countee of this realme the firste seconde or thirde yere of his reigne, or any tyme or space within the same, for thoccupacion of thoffice of sheriffe, vndersheriffe, or sheriffes clerke, in the thre yeres or any parte or space within the same or of the same, or any of the same, aboue a yere, although their occupacion were againste

Cap. iiii. Shiriffe. Pardon.

thoꝛdinaunces beꝼoꝛe rested, noꝛ none of them be dampnified, noꝛ in any wyse hurte by any action peine oꝛ forfaiture in the same oꝛdinaunces oꝛ in any of them compꝛised, at the suite of our sayde soueraygne loꝛde the kynge, noꝛ at the suyte of any of his liege people, but that the same sheryffes, vndersheryffes, and shiriffes clerkes, and euery of them, of and foꝛ euery peyne action and foꝛfayture pursued oꝛ to be pursued, leuyed oꝛ foꝛfaited of them oꝛ any of them by our sayde soueraigne loꝛde the kynge, oꝛ any of his liege people, foꝛ their occupienge of the sayde thꝛe yeres, oꝛ any space oꝛ tyme within the same, be quite and discharged foꝛ euer by this acte. The sayd oꝛdynaunces oꝛ any of them made beꝼoꝛe this tyme notwithstandynge. Yet neuertheleſſe the same oꝛdinances and euery of them shall remayne in their strength and foꝛce agaynste all sheriffes, vndersheyffes, and sheryffes clerkes, foꝛ their occupacion of all other yeres than the sayde thꝛe yeres as aboꝛesayde, as the same oꝛdinaunces were beꝼoꝛe this acte made.

Sheryffes clerk.

Here beginneth the statute made at westmynster in the xii. yere of the reigne of kynge Edwarde the fourth.

AT the parliament holden at Westmynster, the .vi. daie of October; in the .xii. yere of the reygne of kynge Ed. the .iiii. after the conqueſt, Our sayde soueraygne loꝛde the kynge to thonour of god, and foꝛ the weith of hym and of his realme by thaduiſe and assent of the loꝛdes spirituall and tempoꝛall, and at the requeste of his commons in the same parlyamente assembled and by auctoꝛite of the same, hath oꝛdeyned and estabiliſhed certein statutes and oꝛdynaunces in fourme folowynge.

Cap. i. Shiriffes.

THyſte where as by a statute made at Westmynster, in the .xviii. yere of the reigne of kynge Henry late in dede and not of ryght kynge of Englande, called kynge Henry the fyrte, it was oꝛdeyned, that no sheryffe shulde occupie his office of sheryffe aboue a yere, vpon peyne of two hundꝛed pounꝺes: Excepte certaynee perſones in the sayde statute excepted, as in the same is moꝛe playnely especyfied. Dyuers and many of the kynges liege people haue bene greuously endamaged and greatlie delayed of theyꝛ suytes and pꝛoceſſes euery yere in the terme called Mychel terme, as foꝛ their actions wꝛyttes and pꝛeceptes to be returned within the same terme, after the fyrte daie of the moneth of Nouembꝛe, becauſe that the kynges letters patentes, wherby anie sheryffe is made, do moſte commonly bere date the fyrte day of Nouembꝛe, And though it so be, that the newe sheryffes be yerely chosen the moꝛowe after the feaſte of Allsoules, of whiche newe shiꝛiffes so chosen and appoynted, dyuers of them haue refuſed, and dyuers of them haue not had their patentes, noꝛ taken theyꝛ othe, tyll long tyme after thende of the sayde M. terme by reaſon wherof diuers of the kynges liege people and subiectes be greatly endamaged and delayed of their suites pꝛoceſſes and pꝛeceptes, which shulde be returnable in the kinges courtes at the daies of the returne within the same terme after the fyrte day of Nouember, that is to say, at the daies of returne called Craſtino Martini, Octabis martini, and quindena

Mar-

Martini, because that the olde shiriffes durst not nor wolde not take vpon them to returne any writte or precepte after the yere, that his patent did beare date for drede of the peyne conteyned in thaforesayd statute, to the great losse aswell to the kynge of that that shulde growe to hym by reason of the sayde processes, as to his liege people, by delayes whiche they therby haue: It is ordeyned by auctoritee of thaforsayd parlyament that yf any shyrryffe of any countie do execute or returne any writte precepte or warant in any of the sayd courtes of the kynge, within the sayde terme called Michel terme, after the vi. date of Nouembre And before any writ of discharge delyuered to hym of his occuppeng of sheryffewyke, he shall not be damnifyed by force of the sayde statute, nor charged of the peyne aforesayde, although that he hath occupied thoffyce of sherysse, before any of the sayd dayes of returne called Crastino Martini, Octabis Martini, or quindena Martini.

Returne of writtes.

Luke. xvii. R. iiii. La. iiii.

Item because that our soueraygne lorde the kyng by a petition delyuered to hym in the sayde parlyament by the cõmons of the same hath perceyued, that great scarsytie of bowstaues is nowe in this realme, and the bowstaues that be in the realme, be solde at an excessyue pryce, wherby the feate of archerie is greatly discontinued and almoste lost: Our soueraygne lorde the kynge consyderynge the premysses, by the aduyse assent and auctorites aforesayd, hath ordeyned and establyshed, that euery marchaunt straunger, and euerie or any of theyr factours, attourneys, or seruauntes, whiche at any tyme after the feaste of saynt Mychell the archaungell nexte commynge, shall brynge sende or conuey into this lande any marchaundise in carracke, galey, or shyppe of the citie or countrey of Venyse, or of any other citie, towne, or countrey, from whens any suche bowstaues haue bene before this tyme brought sent or conueyed into this lande, at euery tyme of theyr bryngyng sendyng or cõueyeng of any suche marchandises into this realme: shal bring sende or conuey into this realme, with the sayd marchandises, in the same carracke galey or shyp, wherin any such marchandises shalbe hereafter brought sent or conueyed, for euery tonne weyghte of suche marchandise, whiche hereafter shalbe conteyned in euery carracke galey or shyp. iiii. bowstaues, vpon peyne of forfayture to the kyng for euery defaute of bryngynge of euerie suche bowstaffe, vi.s. viii. d. And also the sayde bowstaues so to be brought sent or conueied by the sayd marchauntes, theyr fauctours, attourneis, or seruantes into this realme, shalbe serched & surueyed by the mayres, shyriffes, bayliffes, or chiefe gouernours of such cities or townes within this realme, where any suche carracke, galey, or shyp shall hereafter come to safe porte. And the sayd maires, sheriffes, baylyffes, or chiefe gouernours to assigne. ii. men moste experte, to serche the sayde staues. And the sayd two men to be sworne by the said maires, shiriffes, baylyffes, or chife gouernours, to thentent that they shal truely and indifferently marke the staues that be not good and suffycyent, after the maner as such staues in tymes past were wonte to be marked, to thentent that all the kynges liege people maye haue knowlege of them without fraude.

Cap. ii. Bowstaues.

Venete.

Item where as in the parlyament holden in the. iiii. yere of the reygne of

Cap. iii.

Marke that the said acte of parliamēt of the grāt of the subsidie in the. iii. yere of king Ed. the. iiii. was neuer yet put in any boke.

our sayde soueraigne lorde the kynge, the comminons of the same realme of Englande graunted to hym for the defence of the same realme, and in especially for the saufgarde and custodie of the sea, a subsidie called Tonage, to perceyue and receiue in maner and fourme folowyng, that is to saie. iii.s. of euery tonne of wyne commynge into this realme, And of euery tonne of swete wynecompynge into this realme of Englande by any marchant alyen, aswell by the marchantes of Hanse and Almayne, as of any other marchant straunger. iii.s. ouer and aboue the saide. iii.s. before graunted, to haue and perceyue the sayde subsidie yerely from the first day of Marche in the yere of our lorde god. M.cccc lxiiii. for terme of his naturalle lyfe. And moreouer the sayde cōmous, by thassent aforesayd granted to the king for the sauegard and keppynge of the sea, an other subsidie called pondage, that is to saie, of all maner marchandises of euery marchant denisen and alyen, aswell of marchantes of Hanse & Almayne, as of any other marchaunt alyen, caryed out of this said realme, or brought into the same by way of marchādise, of the value of euery. xx.s. xii.d. except tynne, wherof the machantes straungers shal paie for subsidie of the value of euery. xx.s. ii.s. And ỹ marchantes denisens xii.d. And all maner marchandises of euery marchant denysyn to be valued accordyng as they dyd cost at the fyrst byeng by theyr othes, or othes of their seruantes byers of the sayd marchandyses in their absence, or by their letters, whiche the same marchantes haue in such byeng of theyr factors, and in none other maner, All maner wollen clothes, made and wrought within this realme of Englande by any marchant denysen, not beynge an alyen borne, to be caried out of the same realme within the tyme of this graunt, All maner wolles wolfels & lether goyng out of the same, And al & euery maner of corne flower, And all maner of frel chese fysshe bestayle & wyne commyng into this realme, And all maner vitayle goyng out of this realme for the vitaylyng of the towne of Caleyes, & the marches of the same vnder the kinges obeysance, out of this graunt alwayes excepted, to haue & perceiue yerely the sayd subsidie of pondage from the said first day of Marche during his natural life, as in the graunt therof made more largely is conteyned: The king perceiuyng the great disceypt done to him, in withdrawyng & concelyng of the sayd duties, And amonges other thinges many and dyuers marchantes straungers and denisens do vse to brynge into this realme cloth of golde, cloth of syluer, bawdkyn, veluet, damaske, satyn, sarcenet, tartaron, chamlettes, and other clothes of sylke & golde, & of sylke beyng of great value by way of marchandyses from the parties beyonde the sea: And by subtyle & fraudulent meanes conuey the same marchandises to the lande, not payeng the very customes and subsidies therof due after the fourme of the sayd acte, nor the same marchantes straungers do not employ the value of their sayd marchandises vpō the commodities of this realme, to the great domage of the kyng and of this his realme: And although the sayd subsidie was graunted to him especially for the keppyng of the sea: yet by reason of the sayd disceiptes withdrawyng and concelyng of the sayd duties from the kyng, whiche shulde & ought to come of thaforesayd subsidie, the profyte therof comyng to the kyng is so diminished

Pondage.

Subsidie.

mynyſhed & empaired that it atteyneth not, nor hereafter is lyke to atteyne to any lyke ſomme, as it hath don in times paſt, nor ſufficeth not nor in tyme to come is like to ſuffice and ſuſteine the kynges neceſſary and requiſite charges for the keppynge of the ſea, for the ſuretie of the kynge and of this realme, and for the ſure paſſage of marchandiſes in to this realme and out of this realme, onles that a conuenient and ſure remedy be prouided to expell and remoue the ſaide diſceytes. Therfore our ſouereaigne lorde the kynge, by thaſſent of the ſayde lordes ſpirituall and tempozall, and the ſayde commons in this parliament aſſembled, and by auctozitee of the ſame, hath ordeyned eſtabliſhed and enacted, that from the feaſt of the natiuitie of ſaynte Johñ Babtiſte nert commynge, no marchant denizen or ſtranger ſhall ſet or ſuffre any cloth of gold, of ſiluer, bawdkyn, veluet, damaſke, ſatyn, tartarō, or chamelet, nor none other clothe of ſylke, nor any corſe of ſylke & of golde, nor of ſylke of the makynge of any of the parties beyonde the ſea to ſell, before that the collectours of the ſubſidie of tonnage and pondage and the cōtroller of the ſame in the porte where ſuche marchandyſe is ſet vpon lande, hath ſurueied and meaſured the ſame. And hath ſealed euery peece therof in the one ende therof, with the ſeale or marke eſpecially to be ordeyned for the ſame, wherof the ſame collectours haue the one parte, And the controller haue the other parte ſeuerally in their cuſtodie. And if any ſuche clothe of golde, of ſyluer, bawdkyn, veluet, damaſke, ſaten, ſarcenette, tartaron, chamelette, and clothe of ſylke and of golde, be any tyme herafter ſette to ſale not ſealed, nor haunge ſuche ſeale therupon, That than he whithe ſetteth ſuche marchandiſe to ſale, ſhall forfayte the ſame marchandiſe or the value therof, wherof two partes ſhalbe to the kynge, And the thyrde parte to the kinger. Alſo it is ordeined by the ſame auctozitie, that the collectours of the ſame ſubſidie and the ſayde controller, ſhall at all tymes requiſite, be redy to ſeale ſuche marchandiſe, And to ſeale the ſame at all tymes whan they be required without delaie, or takynge any thyng for the ſame in any wyſe vpon payne of forfaiture to thowner therof. xx.s. for euery of the ſayde collectours and controllers at any tyme that they refuſe to ſeale ſuche marchandyſe after ſuche requeſte made, or taken any thynge for the ſealynge of any ſuche marchandiſe. Alſo it is ordeigned by thauctozitie aforeſayde, that all maner of ſuche clothes of golde, of ſiluer, baudkyn, veluet, damaſke, ſaten, ſarcenet, tartaron, chamelet, and euery other clothe of ſilke, corſe of golde and ſylke nowe beinge within this realme, And after the feaſt of ſaynt Mychell tharchangel nerte commynge, offred to ſelle, ſhalbe ſealed with the ſayde ſeales before the ſaide feaſte, vppn the payne before ſpecified. Alſo where as it is expreſſed in the ſayde graunt of the ſayde ſubſydie, that if any concelement be founde in the marchantes in the payment of the ſayde dueties, that they for ſuche concelement ſhall paie onely double ſubſidie without other payne or forfaiture therin, as in the ſame acte is more fully conteyned. The kynge conſyderynge that notwithſtandynge the ſame ordinans, marchantes do not regarde to demaunde hym of his duetie of the ſayde ſubſidie, in a murthe as they do nothynge forfaite in that behalfe, but onely pay the

Marchaunt.

Clothe of golde Tonage.

Seale.

double

double subsidie, by thaduyse assent and auctoritee aforesayde hath ordeyned and established, that the same statute in this behalfe be voyde, and of no strength. And if any marchandises, whiche be to be brought to the parties beyonde the sea, or to be caried out of this realme, wherof any subsidy is or shalbe due or perteininge to the kynge, he herafter shypped to be caryed beyonde the sea, the collectours of the sayde subsidie not payed or without agrement with the collectours of the sayde subsidie for the same, that than the saide marchandises or the value therof, shalbe forfaite to the kyng. Also where as diuers marchantes straungers and other oftentimes in the citie of Londō, and in other places haue packed dyuers wollen clothes, some in grayne, some vngrayned, & other clothes not grained, & the same so packed causeth to be caried by lande from London & other places to other portes, as to Sandwyche Southampton and other portes, where as the customers for the tyme beynge without due packynge or syght of suche clothes, vpon the informacion of the marchant, doth custome suche clothes, as for course clothes, wherby the kinge is greatly disceyued of his dueties therof, aswell in the kyndle of suche clothes, as in the not knowynge of the nombre of the clothes so packed. Therfore the kynge by thaduyse and assent aforesayd, & by the same auctoritie dothe ordeigne establysh and enacte, that in euery porte within this realme of Englande, wherin any wollen clothes shalbe packed after the firste day of may nexte commynge, in the presens of the collectours of thaforesayde customes & subsidies of the same port for the tyme beynge, that all suche customes and subsydies, due and perteynynge to the kynge for the sayde clothes, shalbe payed and contented to the same collectours, where the sayde clothes be so packed, or els sufficiente suertie shalbe therfore to them founde, before that the same clothes bee caried from the sayd port to any other port or place, vpon payne of forfaiture of all the same clothes, or the value therof, to be had of thowner of the same.

Wollen clothes.

De this article chaunged. xi. of H. viii. the. vi. L.

And if any wollen clothes to be caried ouer the sea, bee packed in any other maner, or vnder any other fourme, that than the collectours of the porte where they be so packed or brought to be packed, shall seale and thervnpacke all the sayde packes and fardels, and suruey all the clothes therin, so that our soueraigne lord the kinge maie be truly answered of his dutie in this behalfe, without any fraude or deceypte. And if any customer or controller of any porte or place be negligent or slacke in vnpackynge of the sayd clothes, or surueynge of them in the fourme aforesaide, that than and as often euery suche customer and comptroller for euerie suche defaute shall forfayte to our soueraigne lord the kyng. xx. s. for euery suche clothe.

Customer.

Moreouer it is ordeygned by thaduise and assent aforesayd, that euery of the saide collectours receyuynge any custome or subsidie for any of the sayde clothes or suretie for the same, shalbe therof charged and chargeable to our soueraigne lorde the kynge vpon his or their accompte.

And that the same collectour or collectours shall from tyme to tyme make a coket or cokettes of all suche clothes, directed to the collectours of the porte where the same clothes shalbe shypped, witnessing their noumbre, and

that

that he or they haue receiued the costomes and subsidies of the same clothes, or suretie for the same. By whiche coket or cokettes the sayde collectours or the receiuours of them, shalbe therof discharged agaynst our soueraygne lorde the kynge, and all other of all the same custoines and subsidies. Prouided alweies that this acte or ordinaus be not prejudiciyll nor in any wyse hurtful to any person or persons in or for any letters patentes made by the kyng our soueraigne lord of any graunt, of lycens to shyppe and carie out of this realme of Englande any wollen clothes or other marchandises especified in any of the sayde letters patentes, to reteigne the custoines and subsides in their owne handes, or in the handes of any of them. And that the same letters patentes be to the same person or persons and euery of them good and effectuall after the tenour of the same letters patentes and ucry of them, this acte or ordinance notwithstandynge, by what so euer name or names any of the sayde person or persons be named or called in any of the sayde letters patentes:

Letters patents.

Luke vi in fi. viii. xbr xiii. Lu.

¶ Item our sayde soueraigne lorde the kyng consyderyng, that the prince the fyrste begotten sonne to kynges of Englande, hath ben at their liberties to geue their liueries and sygnes at their pleasure, and that dyuers statutes agaynst geuers and takers of liuereis and signes, aswel in the time of his noble reygne, as in the tyme of his progenitours and predecessours hath bene made. And that by force of any of the sayde statutes his dere beloued firste begotten sonne Edwarde prince of wales, duke of Cornewalle, and erle of Chestre, is aswel as any other person restreyned of geuyng such liuereis and signes. Our soueraigne lorde the kynge, wyllynge that his sayde firste begotten sonne the prince be at his libertie, in receyuynge any person and gyuynge his sygnes and liuereis, in as large fourme as any prince firste begotten sonne of any of his noble progenitours or predecessours in tymes past hath ben, hath ordeyned and stablished, by auctorites of the sayde parlyamente, that the saide prince shalbe at his libertie, to reteigne and geue his honorable liuerey and signe at his pleasure. And that the persons so reteigned, or to whom suche liuereis or signes bee or shalbe geuen, maie be reteigned and receiue and weare the same lyuerey and signe, without trouble, impediment, or impechement, payne, contempte or forfaiture of any penaltie cotenyned of any the sayde statutes. The saide statutes or any thinge in them comprised not withstandynge. Nor that the saide statutes in any maner shall ertende to any reteygnynge to bee made by the sayde prince in geuynge takynge or reteignynge of any liuerey or sygne of the same prince.

Cap. iiii.

Prince.

Liuery.

Reteynyng.

¶ Item our saide soueraigne lorde the kyng remembrynge that where bee fore this tyme in dyuers statutes amonges other thinges it is ordeyned and enacted, that all maner wolles and wolfelles, and felles called morlynge and shorlinge, growinge within anie parte of this realme and wales, wolles and wolfelles morlyng and shorlinge growinge in any part within the counteis of westmerlande, Comberlande, Nothumberlande, in the bysshoprichc of Durham, betwirte the waters of Tyne and Teese, And of the counties of Richmond-

Cap. v.

Wolles wolfelles. &c.

Shippyng of wolles.

Richemondshire and Northalderton shyre excepte, wolles to be shipped towardes the weste in galeis and carrackes, to be shipped and caried out of the realme, shall be conueied to the staple of Caleis, and to none other place vpon peine of forfaiture of the saide wolles wolfelles and felles called shorlinge and morlinge, as in the same statutes doth more fully appere. Neuertheles the saide ordinaunces and statutes notwithstandinge a great multitude of woolles and wolfelles called morlyng and shorlyng, growinge in Yorkeswold, in the counties of Lyncolne Notyngham and Derby, and other counties of this realme of Englande, vnder the colour of therception before recyted, in the same Northpartes be caried out of the realme into Flaunders, Hollande, Zeland, Brabant, and other parties beyonde the sea, whereby ensueth not only great decaie of the customes and subsidies of our soueraigne lorde the kynge, but also the destruction of the price of woolles wolfelles and felles called morlynge and shorlinge, growinge within this realme, to the vniuersall domage and impouerishinge of the same, therupon by thaduise assente and auctorite aforesaide, it is enacted ordeigned and stablished, that all the wolles wolfelles and felles called morling and shorling, growinge within this realme, other than be before excepted, to be shipped and conueied out of this realme, shall be conueied to the staple of Caleis and to none other place. And that all other wolles wolfelles and felles called morlinge and shorlinge, growinge and beinge within the saide counties of westmerlande, Comberlande, Northumberlande, the bisshoprieke, Rychemonde and Alderton, to be caried out of this realme of Englande, shalbe shipped at Newecastell vpon Tyne onely, And from thens to be conueied to Caleis, or to newe Middelburghe in Flaunders, there to be stapled and vttered, and at none other place. And if any man attempte and do the contrary, and therupon be duely conuicte, that than he shal stand and be of like condicion as a man atteinted of felonie, after the course of the common lawe, and shall incurre lyke peine and forfaiture as he so atteinted for the same shuld do. And it is ordeined by the same assent and auctorite, that all wolles and wolfelles, and felles called morlinge and shorlinge, growinge or beinge in any countrey of this realme or wales, or in the marches of the same, other than before excepted, to be caried out of this realme, shalbe conueied to the saide staple of Caleis, and to none other place, vpon the same paine and forfaiture. The prerogatiue of our soueraigne lorde the kynge to graunte any lycence to the contrarie excepte. This acte to begin and to take effecte at the feaste of seinte Michell, whiche shall be in the yere of our lorde god. M. CCCC. lxxiii. And to endure by the space of fiue yeres onely.

Staple of Caleis.

Newecastell.

Felony.

Cap. vi.

Item where as in the parlyament of Henry the sixte, late in dede and not of righte kynge of Englande, holden at westminster the sixte yere of his reigne, the great domage and losses considered, whiche hath chaunced by the great rysinge of waters in diuers parties of this realme, and more greatter domage had lykely come, if remedie in this behalfe had not bene the more spedely prouided, it was ordeigned and enacted by auctorite of the parlyament, that for .x. yeres than next folowing seueral commissions of Sewers shulde

Commissions of Sewers.

shulde be made to diuers persons by the chancellor of Englande for the tyme beinge, to be named in all parties of the same realme, where nede shoulde be after the fourme and tenour of a commission especified in the same acte. And after in the parlyament of the same Henry late kynge holden at westminster in the. viii. yere of his reigne, because that the commissioners named in the saide commissions, had not full power nor auctoritee to do perfourme and execute thinges comprysed in the saide commissions, it was ordeigned enacted and establisshed by auctoritee of the same parlyament, that al suche commissioners shulde haue full power to make ordeine and execute statutes and ordinaunces and other thinges to be done after the effecte and purporte of the saide commissions. And after the saide. x. yeres passed, in the parliament of the saide late kynge Henry, holden at westminster in the. xviii. yere of his reigne, it was ordeigned enacted and establisshed, by auctoritee of the same parlyament, that for. x. yeres than nexte folowinge seuerall commissions of Sewers shulde be made to diuers persons by the chauncellour of Englande for the tyme beinge, to be named in all parties of the saide realme of Englande, where nede shoulde be, after the fourme and effecte of the saide commission, conteigned in the saide acte made the saide sixte yere. And that suche commissioners shoulde haue power to make ordeigne and execute statutes and ordinaunces, and other thinges to be done after the effecte and purporte of the saide commissions. And after the saide. x. yeres past in the parliament of the said late kynge, as afore is saide, holden at westminster the. xviii. yere of his reigne, it was ordeigned enacted and establisshed by auctoritee of the same parlyament, that for. xv. yeres than nexte folowinge the chauncellor of Englande for the tyme beinge, shulde haue power to make out of the chauncerie commissions of sewers vnder the great seale, in suche fourme as was graunted to be made by the saide acte made in the saide sixte yere, as in the saide actes more fully is conteined, by whiche commissions in the fourme aforesaide, many great mischeues done and had in diuers parties of the said realme of Englande by rysinge of the saide waters, were necessarily redressed refourmed and amended. Nowe so it is, that nowe late in diuers parties of this realme of Englande, aswell in the counties of Kente and Sussex, as in other places within the same realme of Englande, and also within the boundes of the marches of Caleys Guines and Hammes, by rysinge of water, diuers landes and tenementes in great quantitee be drowned & destroied. And many great lykely mischieues be very lykely within shorte tyme to fall, as well in the decrease of the sustenance and lyuelode of holy churche, as of other the kynges liege people of his saide realme of Englande, and of the saide marches, and vtter vndoinge of them, if remedy in this behalfe be not the more spedely prouided. Our saide soueraigne lorde the kynge, consyderinge the premisses, by thaduise and assent of the said lordes spiritual & temporall, and at the request of the said commons, and by auctoritee of the saide parlyament, hath ordeined enacted and establisshed, that for. xv. yeres nexte ensuinge seuerall commissions of Sewers shall be made to diuers persons by the chauncellour of Englande for the tyme beinge, to be named in al ptie[s]

of

Chauncellour of Englande.

of this realme of Englande and of the a forefayde marches, where nede is or shalbe, after the fourme and effecte of the fayde commyssyon conteyned in the fayde acte made the fayd fyrste yere. And moreouer he hath ordeyned and stablysshed by the same auctoritee, that all suche commissioners shall haue full power to make ordayne and execute statutes and ordinances and other thynges to be done after the effecte and purporte of the saine commissyons.

Cap. vii. Kedels. ¶ Item where as by a laudable statute of Magna carta amonges other thynges it is conteyned, that all kedels by Thamyse and Medewey, and throughout the realme of Englande, shulde be broken downe, saynge by the sea bankes, whiche statute was for the great welthe of all this lande in auoydyng the streytnes of all ryuers, so that shyppes and botes myght haue in them theyr large and free passage, And also in saufgarde of all the fry of fyshe spawned with in the same, vpon whiche Magna carta the greate sentence and apostolycke curse by a great nomber of bysshops was pronounced agaynste the breakers of the same, And the same sentence is. iiii. tymes in the yere openly declared accordynge to the lawe of the holy chuche. And in affirmacion of the sayd statute of the great charter dyuers statutes haue bene afterwarde made and ordeined, amonges whiche in a parlyament holden in the fyrste yere of the vsurped reigne of kynge Henry the. iiii. it was recited, that in the xxv. yere of kynge Edwarde the thyrde, progenitour of our soueraigne lord the kinge that nowe is, because that the mommon passages of shyps & botes in the great ryuers of England were often tymes disturbed, by leueynge of weres, milles, mylstankes, stakes, and kedeles, which were leuyed and set vp in the tyme of kynge Edwarde, sonne of kyng Henry, and after in suche ryuers (wher by the shyppes and botes were destourbed that they myght not passe as they were wont) shuld be auoyded & broken downe neuer to be set vp agayne, And that writtes shulde be therupon sente to the shiriffe of suche places where nede shulde bee, to suruey and inquere & the same to execute, and that Justices shuld be therto assigned at all tymes whan nede requireth And after greuous complaint bothe of greate men and of the commens therupon made in the parliament of the saide kynge Edwarde the thyrd, in the. xxv. yere of his reigne, complaynyng by their petition, that the sayd statute was not duely executed nor obserued accordyng to the fourme and effect therof, It was accorded & establisshed, that the same statute in that poynt shulde be holden & kepte after the tenour of the same, adioyned therto, that if any such noysans be done, that the same be broken downe by due proteste conteined in the said statute, And he þ agayne doth leuey suche noysans, and be therof duely attainted, he shall renne in the paine of an. C. markes agaynst our soueraygne lorde the kynge, to be leuied by the stretes of the scheker. The same lawe shalbe holden of a noysans made by thenhaunsyng of the sayde weres, mylles, mylstankes. stakes, and kedels, as newe leuyenge of the saine, as in the sayde statutes more playnly appereth. And than at the requeste of the sayd cõmens, shewyng by their petition, that the cõmen passages of shyppes and botes in the great ryuers of Englande, and also medowes and pastures, and arrable landes adioynyng to the sayde

Weres, milles.

Noysance.

riuers,

ryuers, were greatly disturbed, drowned, wasted, and destroied by the outragious enhaunsinge and streitinge of weres, milles, milstankes, stakes, and kedels, made in olde tyme and leuied before the tyme of the saide kynge Edwarde, sonne to the saide kynge Henry, wherby great losse and damage ensued to the people of the realme, and dayly shoulde ensue, if remedy were not prouided, wherfore it was ordeined and enacted by thassente of the saide parlyament, holden the firste yere of the saide pretensed kinge Henry the.iiii. that the saide statutes in all their articles shoulde be obserued, fermely kepte and duely executed. Adioined therto that commissions shalbe made in due forme to sufficient persons to be iustices in euery countie of Englande, where nede shall be, to surueie and kepe the waters and great ryuers there, and to correcte and amende the fautes, and to make due execution by the saide statutes accordinge to theffecte of the same, as well by their surueiynge aduise and discrecion, as by enquestes to be taken therof within faunchise and without, whan nede shalbe, and to here and determyne all those thynges aforesaide, and moreouer to surueie the weres, milles, milstankes, stakes, & kedels made in olde tyme and leuied before the saide tyme of kynge Edwarde, sonne to kynge Henry, and suche as thei fynde to muche enhaunced or streited, to correcte breake downe and amende in the maner and fourme aforesaide. Saunge alwaies a reasonable substance of the same weres, milles, milstankes, stakes, and kedels, so made in olde tyme and leuied. And if any suche anoisans of weres, milles, milstankes, stakes, and kedels, in lettynge of the passages and streitinge made in olde tyme and leued, be and iudged or consydered by the saide Justices to be broken downe or amended, he that hath the freholde of the same shall do execucion therof of his owne costes, within halfe a yere after knowlage geuen to him, vpon peine of forfaiture of an C. markes to be paide to our soueraigne lorde the kynge by estretes in the schequer, and he that doth leuy them againe enhaunce or streite them against the saide iudgement, and therof be conuicte, shall renne in the peine of an C. markes to be paide to our soueraigne lorde the kynge by estretes in the schequer aforesaid, as in the same statutes more fully appereth. Against whiche great charter, and al the statutes aforesaide, in diuers partes of this realme of Englande, bothe in the distroiynge of the fisshe as afore is saide, and in disturbance of the passages of shippes, barges, botes, and other vessels by dyuers and many people, diuers fisshegarthes, mylles, mylldammes, mylstankes, lockes, ebbinge weres, stakes, kedels, heckes, sludgates, and diuers other disturbances be daily enhaunced leuied and enlarged, to the great damage of our soueraigne lorde the kynge and of his faithfull liege people. Our soueraigne lorde the kynge graciously considerynge the premisses, by thaduice and assent of the lordes spirituall and temporall, and at the requeste of the saide commons, hath ordeined and establisshed, that the saide statute of the great charter, and all other statutes concernynge the premisses, shalbe duely obserued and kepte, Adioigned therto, that if after the feaste of seinte Mychel, which shalbe in the yere of our lorde god. M.CCCC xxv. by awarde rule or iudgement of any of the said commissioners assigned,

 accordinge

accordinge to the saide statute made in the saide firste yere of Henry the. viii. it be founde, that any such weres, fisshegarthes, milles, mildammes, mylstankes, lockes, ebbyng weres, stakes, kedels, heckes, or floodgates be made leuied enhaunsed streited or enlarged againste the same statute, thoffenders in this behalfe contrary to the aforesaide awarde rule and iudgement, being duely warned by the sheriffe or vndersheriffe by Scire facias directed to the sheriffe or sheriffes of suche countie or counties, where suche weres, fisshe garthes, milles, mildammes milstankes, and other noisances disturbances or impedimentes be. And within three monetes nexte after the saide garnisement made thei do not duly and wholly amende breke downe and auoide the saide makyng leuynge enhaunsinge streitynge or enlargeing, beinge defectiue as afore is saide in the saide statute made in the said firste yere, that than he or thei beinge defectiue in this behalfe, shall forfaite to our soueraine lorde the kynge. C. markes, to be paide by estretes in the eschequer, in maner & fourme as in the same statute more fully is conteined. Moreouer if the saide offender or his heire or heires, assigne or assignes, or any of them do differre or continue the same defaute, contrary to thawarde rule and iugement of the commissioners aforesaid, that he or their so doing differryng or continuinge the saide defaute, beinge not correct nor amended, shall forfet. C. markes, the one halfe therof to our soueraine lorde the kynge, and thother halfe to any of his lige people, whiche in this behalfe will sue for the same by action of dette to be conceiued by originall writte, without kyne to be made or taken for the same in the chauncery. In whiche action, lyke proceſſe, rule, iudgement and execucion shalbe alowed, had and made, as is vsed in other actions of dette pursued at the common lawe by writte, and that the defendant in any suche action be not admitted to doe or wage his lawe, nor that no protection or essoine in the kynges seruice be alowed for the defendaunt in the same writte. Moreouer it is ordeined and establisshed by the same auctorite, that if any persone or persones, other than suche, againste whom suche awarde, rule or iudgement were made and had, beinge heire or assigne to them or any of them, do presume to occupy or continue any weares, fisshegarthes, milles, mildammes, milstankes, lockes, ebbyng weres, stakes, kedeles, heckes flood gates, or other disturbaunces or impedimentes as before is saide, he or thei so presuminge to occupie or continue, shall forfaite at euery defaut for euery moneth as is aforesaide. C. markes, the one halfe to our soueraigne lorde the kynge, and the other halfe to him of the kynges liege people, that will in this behalfe sue by action of dette, therupon to be conceiued without paiynge any fine for the same, as is aforesaid, in whiche action lyke proceſſe, rule, iudgement and execucion shall be vsed and made, as in all other actions of dette pursued at the common lawe by writ. And that the defendaunte in any suche action shall not be admitted, nor in any wyse receiued to wage or do his lawe Nor no maner protection nor essoine in the kynges seruice be for suche defendaunt in any wyse alowed.

Cap. viii. Item where as the gouernours that is to saie, maires, baillyffes and other lyke gouernours of euery citee burgh and towne of substaunce within this

this realme of Englande for the most partie haue courtes of leetes & viewe of frankpledge, holden yerely within the same cyties, burghes and townes, and surueyeng of all vytelers there, and correctiõ and punyshement of the offenders and brekers of thassise of the same, to be presented and amerced, Vitaylers.
yf any defaut be founde in the sayde courtes, or by theyr surueyeng, whiche by reason ought not to be contraried, nor ỹ vytelers there by the law ought not to be surcharged or oppressed, as nowe of late dyuers persones dayly entendyng theyr synguler auayle and profyt to oppresse the sayde vytelers. and to entre and breke the lybertye of dyuers places in this realme, hauing fraunchyses and surueyeng of all vytelers and correction of the same: haue purchased letters patentes of our soueraygne lorde the kyng, to be surueyours and correctours of all suche vytelers within dyuers cyties bourghes and other places of this realm of England, as of ale, beer, wyne, and other suche vitails, by which pretens and vnlawfull offyce they do commytte dyuers and manye extorcyons and oppressyons amonges the kynges lyege people, takynge of them vnlawfully dyuers great fynes and raunsons, to the great damage of the kynges lyege people, and also great derogacyon of the lybertyes and fraunchyses of dyuers of the sayde cyties burghes and townes. Our sayd soueraigne lorde the kyng (the premisses consyderinge) by the aduyse and assent of the lordes spirituall and temporal, and at the requeste of the commens in the sayd parlyament assembled, and by auctorite of the same parlyament hath ordeyned and establysshed, that all the letters patentes graunted by hym to any persone or persones of anye offyce of serchyng or surueyeng of wyne, ale, beere, or any other vitayle, shall be vtterly voyde and of none effecte. And that no person, other than such gouernours before reherced, or other entitled by poynt of chartre, from the feast of Ester nexte comyng, by colour of such letters patentes so obteyned, or afterward to be obteyned, as before is sayd, shall vse or exercyse any suche offyce, vpon peyne of forfayture for euery defaut. xl. li. The one halfe therof to our soueraigne lord the kyng, to be employed onely to the vse of his house, the other halfe to him that in this behalfe wyl sue for the same by actyon of det, wher in lyke processe, rule & demeanour shalbe had, as is commenly vsed in other actyons of dette at the cõmen lawe: And that the defendaunt in anye suche action shall not be receyued nor admitted to his lawe. Nor that any protectyon or essoyn of the kynges seruyce be to hym in any wyse allowed. Letters patentes. Verche.

¶ Item where as by an ordynaunce made at Westminster in the xxii. yere of the reygne of kinge Edwarde the thyrde, progenitour of our soueraigne lorde the kyng that nowe is, amonges other thynges it was ordeygned that none shulde be made eschetour, onles he had twenty pounde of lande at the leaste, or more in fee, and that they shulde doo theyr offyces in theyr propre persones, and yf any other be, he shalbe out: whiche ordinaunce accordynge to the trewe meanynge therof, is not obserued, to the greate damage of dyuers people of this realme of England, bycause that many persons insuffi- Cap. ix. Eschetour.

cient and of lyght conſcience be yerely made eſchetours in diuers partes of this realme, whiche oftentymes doo ſet theyr office of eſchetourſhyppe to ferme to other great men, extorcioners oppreſſers of the people, the ſame eſchetours takyng of the ſayd perſons ſuche ſumme of money as betwixte them may be agreed, and ſuertie to be diſcharged vpon their accompt, and to be ſaued harmeles againſt our ſouereigne lorde the kyng and all other perſons: whiche perſons ſo vnlaufully takynge the ſayde office of Eſchetourſhyp by an vndue maner to ferme, bynde themſelfe to be extorcioners to the people and offenders, where of olde tyme by the gouernaunce of the realme of England, eſchetours and their deputies ſhoulde be and ought to be of good ſufficient and weldiſpoſed perſones and ryghtfull, aſwell to our ſouereigne lorde the kyng, as to his people: where at this daye fewe ſuche perſons be made eſchetours or their deputies. It is therfore ordeyned by auctoritie of this preſent parliament, that no eſchetour to be made after the feaſt of the Natiuitie of our lorde, which ſhalbe in the yere of our lorde god. M.CCCC. lxxiii. ſhall take vpon him thoffice of eſchetour, nor occupie the ſame office by hym ſelfe, nor by none other perſonne, onleſſe the ſayde eſchetour, or other perſon or perſons to his vſe, haue at the time that he ſhalbe choſen eſchetour, landes, tenementes, or rentes in fee ſymple, fee tayle, or for terme of lyfe, of the yerelye value of .xx.li. lyenge and beynge within the ſame countie or counties, wherof he ſhalbe made eſchetor. Nor that any ſuche eſchetour to be choſen after the ſayde feaſt, ſhall in any wiſe ſell nor ſet to ferme the ſayde office of eſchetourſhip, nor make any deputie or deputies, but ſuche, or whom he wyll anſwer at his peryll: the name or names of the ſaid deputie or deputies to be certified by the ſame eſchetour, by his letters patentes to the treaſourer & Barons of the kynges eſcheker for the tyme beeyng, within .xx. dayes after ſuche deputacion. And that no ſuche deputie or deputies, take vpon him or them to occuppye in thoffice of eſchetourſhippe, exceepte ſuche eſchetour haue landes, tenementes or rentes to the aforeſayd yerely value, in maner & fourme as is aforeſayde. And yf any perſone or perſones after the ſayd feaſt do contrary to the premiſſes, or any of them, he ſhall forfayte for euery defaute .xl.li. the one halfe therof to our ſoueraygne lorde the kynge, to be emploied to the vſe of his honorable houſe: the other halfe to euery of the kynges liege people, which wyl therfore ſue by action of dette, wherin like proceſſe, rule, iudgement, coſtes & damages, ſhalbe had & awarded, as is vſed in other actiõs of det vſually purſued by writte at the cõmen lawe. And that no wagyng of lawe, protection, nor eſſoyne be in any wiſe alowed in the ſame. And that the Juſtices of peace in euery place, haupnge Juſtices of peace within them, ſhal haue power to heare & determine euery ſuch forfaiture vpon preſentment therof had before them in their ſeſſions, in which preſentment, lyke proceſſe ſhall be had, as is vſed vpõ enditementes of treſpas done with force and armes againſt the kynges peace. Prouided alwayes that this acte do not extende

to any

to any person or persons made or to be made citizeins of any citie, bourghe or towne of this realme of Englande, kynge auctorize to make or to be citizeins within them fully by theyr letters patentes afore your soueraigne lorde the kynge or any of his noble progenitours or predecessours.

Here after followeth the statute made at Westminster in the xvii. yere of kynge Edwarde the fourthe.

Cap. i.

Be it ordeyned by our soueraygne Lorde kynge Edward the. iiii. at his parliament summoned and begon at Westminster the. xi. daye of October, in the. xvii. yere of his reigne and continued by prorogacion tyll the xviii. day of February, in the xviii. yere of his reigne, by thaduyse & assente of his lordes spirituall and temporall, and by the comons in the sayd parliament the sayd xviii. day assembled, by auctorite of the same parliament wyll and graunteth, and by thaduyse of the same hath ordeyned & enacted, that all suche persones, and euery of them, whiche by the grace of god shall passe ouer the sea with our sayde soueraygne Lorde the kynge in this voyage royall and noble seruice, and shall abyde in his noble seruice by theyr attourneys or deputies or any of them, or by thattourney or deputie of any of them, shall entre and lese, and may entre and take possession and profite of and in all honours castels manours landes tenementes rentes aduowsons hereditamentes and possessyons, whyche be to them descended, or to any of them hereafter shall befortune remayn reuerte, or by any meane shall come after the decesse of any of theyr auncestres, or any person or persons in any other fourme by the course of the lawe of the lande, during the sayde voyage, yf any parcell be holden of our soueraygne Lorde the kynge by theyr sayde entre, possessyons, takyng of thissues & profites of the same, without acte or fyne to be payde to our soueraigne Lorde the kyng for the same. And yf any offyce be therof founde hereafter, than they and euery of them to haue especiall lyuereys and lyuerey vnder the great seale of our soueraigne Lorde the kyng, without fee or fyne to be payde for the same to our soueraygne Lorde the kynge, to entre and take possession in and of the honours castels and all other the premysses, euery person accordyng to his right and title. And the same to haue and enioy with thissues and profites of the same of theyr title growen to them and euery of them, without any other lyuerey perfection or pursuite of the lawe to be made in this behalfe to our soueraigne lorde the kynge. And that during the same tyme of the viage, and they abydynge in the kynges noble seruice, as afore is sayde, no maner processe to be made in anye of the countyes of our soueraygne lorde the kynge agaynst any of the sayde persons for any homage fealte or other corporall seruice, whiche may not be done but in theyr proper persones, for any honours castels fermories manours landes tenementes and other hereditamentes and possessyons, whiche they or any person or persons to theyr

Tenantes of the kynge attendyng on his royal person in warre.

vse hath or hereafter shall haue during the sayde viage, and beynge in the kynges noble seruice as afore is sayd. And that all suche profette shall ceasse during the sayd viage and seruice. And they & euerie of them so paynge in the sayd viage royall, as afore is sayde, and theselfes to thuse of euery of them may haue licens vnder the kynges great seale, without fee or fyne to be payde for alienations releasementes and graunties of the honours castels manours landes tenementes rentes seruices annuities and other hereditamentes and possessions with theyr appurtenances, to suche persons whom them shall please; And the same persones to receyue the same honours castels and other the premisses, of what maner estate them shall please to thintent that they may therof make theyr wyll for payment of theyr charges and other thynges. And yf it happen any of the sayde persones, whiche so shall passe and abyde in the sayd viage and seruice of our sayde soueraigne lorde the kynge as afore is sayde, to dye during the sayde time and in the sayde seruice, his heire being within age, that than all maner plees hauing any maner estate by way of releasement or otherwyse to thuse of the same persone or persones so dienge, in any honours castels and other the premisses with theyr appurtenances, to thuse and perfourmance of the wyll of the sayd persone, whych doth so decease, shall haue the same without any interruption of our soueraigne lorde the kynge or any of his officers or ministres, by reason of any dutie therof to be founde, although the sayd releasementes estate or alienation were made or had by collusion or otherwyse, enduinge our soueraigne lorde the kynge. Except suche manoures landes and tenementes, which any person or persones, passinge or goinge with the kynge in this viage royall as afore is sayd, or by the graunt or gyfte of our redoubted soueraigne lorde the kynge in any maner. And that they and euery of them beynge and occupyenge the same manours landes and tenementes, may by thauctorite afore sayd, make estates of the same sayde manours landes or tenementes, in any maner parcell of the same manours landes and tenementes to other persones in fee or otherwyse to theyr owne vse, in perfourming of theyr wylles as before is sayde. And the same estate or estates so to be made, to be good and effectuall as longe as the sayde graunties and gyftes therof made or to be made by our sayd soueraigne lorde the kynge to them or any of them, shall stande and be in theyr force and effecte and not determined, nor reuertible to our sayd soueraigne lorde the kyng or his noble heires. And moreouer our sayd soueraygne lorde the kyng hath ordeyned stablysshed and enacted, by thassent of his lordes spirituall and temporal, and the comens beinge in the same parliament, that yf it happen any of the aforesayd persons, so passing abydyng with our sayd soueraigne lorde the kyng in his sayd seruice and viage royal as afore is sayd, to die, his heire being within age now or hereafter holding or occupyenge any landes or tenementes of our soueraygne lorde the kynge by knyghtes seruice: his sayd feffes and also his executours, shall haue and enioye the warde and mariage, with the warde of the same manours landes and tenementes so holden, durynge the nonage of the same heire, to thuse of

the

the same person so dyenge: and with the same to perfourme al his wyl. And moreouer the same our soueraigne lord the kyng shal graunt by his letters patentes the warde and mariage of the same heyre, and of all his manours landes & tenementes, whiche the king ought to haue by reason of the same to the same feffes or executours of the same person or persons so dienge, or to suche of them, which for the same will sue, to thuse of the same person or psons so dieng, as afore is said, without fee or fyne to the kyng for the same to be payde. Saued always to euery person or persons, & to theyr heyres & successours, other thā our soueraine lord the kyng & his heires & executors, al theyr ryght title prerogatiue & interesse, which they haue or may haue in any of the premisses, as if this aforsaid acte had neuer ben made, except cor porall seruice, as afore is sayd, whiche corporall seruice may not be don but in theyr proper persons as afore is sayd. And yf any doubt or question ryse or happen in any maner in thinterpretatiōs or cōstructiōs of the pointes or articles aforsaid, or any of thē, than ỹ same our soueraigne lord ỹ king wyl and graūteth by the same auctorite aforsayd, that the lordes spirituall and temporall, and other of his counsel, beinge here in his absens, shal haue ful power and auctorite to discusse and set in this case a due remedye & redresse by theyr good discrecyon and aduise, accordyng to the faythful intent of the same artycles and poyntes concernynge the sayd persones so dyenge in the sayde seruice and viage royall of our soueraygne lorde the kynge beyonde the sea. Prouided alwais that this sayde acte or ordinaunce, or any thinge comprehended or conteined in the same, shal not be in any maner preiudiciall nor hurtfull to any of the kinges lyege people: but shall only be executorie against our soueraigne lorde the kinge and his noble heyres. Letters patentes.

¶ Item our sayde soueraigne lorde the kynge remembringe that it was ordeyned enacted and stablysshed, by auctorite of the parliament holden at westmynster the seconde daie of Maye, in the .ix. yere of the reigne of the noble kinge Henry the .v. late in dede and not of ryghte kinge of this noble realme of Englande, as hereafter foloweth. Item where as the takinge of Assises generalli hath longe seased throughout this realme of Englande, because of a statute and ordinaunce made by oure sayde soueraigne lorde the kinge, at his seconde passage towardes the parties of Normandie, and by his counsell: Our sayde soueraigne lord consydering the great diseases and damages, which dyuers of his liege people hath had and susteyned by the same seassinge, hath streytly cōmanded & cōmandeth, that his Iustices shal holde thassises throughout the realme of England in the maner vsed and accustomed. And for to eschewe the disherisons of the same persons, whiche nowe be passed & shall passe in this viage royall of the kinge (whiche god spede) and also of the persons whiche be abydynge in the seruice of our soueraigne lorde the kinge in the parties of Normandie and of Fraūce, it is ordeyned and prouided, that in euery protection, with the clause of Volumus to be made for euery of the same persones, there shalbe in the clause of therception of the same conteyned omission of these wordes, Assise nouel disseisine. And that all protections be allowable for them & euery of thē in all Cap. ii. Assyses. Protection.

the coũties of our ſouerayngne lorde the kyng in any place where ſuche pro-
tection is cast forth for any ſuch perſone, in all the plees of aſſyſes, aſwell of
nouel diſſeiſin as of freſche force, without any difficultie. Prouided alwayes
that the iudgementes to be gyuen from hens forth in ſuch aſſiſes arrayned
or to be arrayned, ſhall not be preiudicial to any of the ſayd perſons ſo abyd-
ding in the kynges noble ſeruice beyonde the ſea, as afore is ſayde, whiche
hath any thyng in reuercion or in remayndre in ſuch landes or tenementes,
wherof ſuche aſſiſes be or ſhalbe arrayned, yf they that haue in reuercion or
remayndre in ſuche landes & tenementes be not named in the ſame aſſyſes,
but that they be againſt them voyde. And this ordinans ſhal endure tyl the
parliament, which ſhalbe nexte holdē after the nexte cōming agayne of our
ſouerayigne lorde the king into this realme of Englād. And if this ordinās,
touchyng the ſayd perſons abiding in the kinges ſeruice beyonde the ſea,
and alſo touchyng the ſayde perſons, whiche haue paſſed and ſhall paſſe in
the ſayd viage, be not ſufficient for theaſe and ſuertie of them, it is accorded
and aſſented, that the lordes of the kynges counſel for the time beyng, ſhall
haue full power by auctorite of this parliament, to ſet ordeigne & prounde
ſufficient remedy for theaſe and ſuertie of all the ſayde perſons and euerye
of them, as to the ſayd lordes ſhal ſeme auayable and expedient in the caſe,
after theyr good aduiſe and diſcretion. Our ſoueraigne Lorde the kynge
wyll and hath ordeined enacted and ſtablyſſhed, by the aduiſe and aſſent of
the lordes ſpirituall and temporall, and the cōmens in this preſent parlia-
mēt aſſembled, and by auctorite of the ſame, that the ſame ordre & the ſame
law, compriſed in the ſayd ſtatute and ordinans, ſhalbe nowe obſerued and
kepte, and ſhalbe as auayable for all maner of perſons, whiche nowe ſhall
paſſe ouer the ſea with our ſoueraigne lorde the kinge in this viage royall,
and there ſhall abyde in his ſayde noble ſeruice, as they were for ſuche per-
ſons, whiche dyd paſſe ouer the ſea with the ſayde late kyng, and there dyd
abyde in his noble ſeruice. And that all ſuch perſōs, which nowe ſhal paſſe
ouer the ſea with our ſayd ſoueraigne lorde the kyng, ſhall haue and enioye
in euery point all maner auantages, as the ſayde perſons ſo paſſinge ouer
the ſea with the ſayde late kynge had ſhulde haue and myght haue had by
reaſon of the ſayd ſtatute. Prouided alwayes ỳ the ſayd perſons, ſo paſſing
ouer the ſea with our ſoueraigne lorde the kynge, ſhall haue no benefit nor
auauntage of this preſent acte, of any entre made by them or any of them in
any manours landes tenementes and other hereditamentes after the fyrſt
day of this preſent parliament ſommoned & begonne at weſtminſter. This
acte & ordinauns to endure tyl the nexte parliament, which ſhalbe fyrſt hol-
den after the nexte cōming of our ſoueraigne lorde the kyng into Englande.
¶ Prouided alſo that the ſayde perſones ſo paſſinge ouer the ſea without
ſayde ſouerayngne lorde the kyng, haue nor enioye no benefite nor auantage
of or by this preſent acte, of any entre made or had after the fyrſt day of this
preſent parlyament, or to be made or had at any time hereafter by the ſayde
perſons theyr attourneys or deputies or any of them, in any manours lan-

des

des tenementes and other hereditamentes, or any other manoures and poſ-
ſeſſions. And this acte and ordinaunce to endure tyll the parliament, which
ſhalbe firſt holden after the xxvte ſomuynge agayne of our ſouerayngne
Lorde the kynge in this noble realme of Englande.

¶ Our ſouereigne lorde the kynge, the xvi. daye of Febuary, in the. xiiii. Cap. iii.
yere of his reygne, remembrynge that in this preſent parliament he hadde
ordeyned and eſtabliſſhed, by thaſſent of the lordes ſpirituall & temporall,
and the comons aſſembled in the ſayd parliament, certayne acte in maner
and fourme as followeth. Our ſouerayngne lorde the kynge remembrynge
that where as before this time in diuers ſtatutes amonges other thynges
it is ordeyned and enacted, that all maner woolles and felles called mozling Woolles wol-
and chozling, growing within any parte of this realme of England or wa- felles, &c.
les, except woolles and woolfelles called mozling and chozlynge, growynge
in the coũties of Weſtmerlande Comberlande and Northumberland, and
of the growynge of the biſſhoppyche of Durhame betwyxte the waters of
Tyne and Teaſe, and of the counties of Rychemondeſhyre and Northal-
dertonſhyre, Except woolles to be ſhypped towardes the weſte in galeys or
caracches, to be ſhypped and caried out of this realme of Englande, ſhal be
cõueyed to the ſtaple of Caleys, & to none other place, vpõ peyne of forfay- Staple of
ture of the ſayd woolles, woolfelles, & felles called mozlyng and chozling, as Caleis.
in the ſame ſtatutes more playnely dothe appere. Neuertheles the ſayde
ſtatutes and ordinaunces notwithſtanding, a great multitude of the ſayde
woolles, woolfelles, & felles called chozling & mozling growynge in Yorke-
ſhyre in the countie of Lyncolne Notyngham and Derbye, and in other
counties of this realme of Englande, vnder the colour of exception before
reherſed in the ſame Northparties be caried out of this realme of Englãde
into Flanders, Hollande, Zelande, Brabande, and other diuers partyes
beyõde the ſea, Wherby not only great decaye was of the kinges cuſtomes Shipping
and ſubſidies, but alſo deſtroyenge and diminiſhynge of the pryce of the of woolles.
ſayd woolles, woolfelles, and felles called chozlynge and mozling, growyng
within this realme, to the vniuerſall damage and great impouerliſhemẽt
of the ſame: Our ſouerayngne lorde the kyng, by thaduyſe aſſent and aucto-
ritie afforeſayd, hath ordeined enacted and ſtabliſſhed, that all woolles wol-
felles, and felles called chozlyng & mozlyng, growynge within this realme
(other thã before excepte) to be ſhipped & cõueyde out of the realme, ſhalbe
conueyed to the ſtaple of Caleys, & to none other place. And that all woolles
wolfelles and felles called chozling and mozlinge, growynge and beynge
within the ſayde counties of Weſtm. Cumbl. and Northb. the biſſhoppriche,
Richemonde, and Alderton, to be caried out of this realme, ſhalbe ſhypped
at Newcaſtell vpon Tyne only, And from thens to be cõueyed to Caleys, Newcaſtel.
or to Newmyddelburghe in Flanders, there to be ſtapled and vttered, and
at none other place. And yf any man attempte and do contrarie, and there-
upon be duely conuicte: that than he ſhalbe of lyke condicion as a man at-
teynted of any felonie, after the courſe of the comon lawe, and ſhal reme in
lyke peyne and forfayture as he that is ſo attaynted ſhulde do. Alſo by the

same aduise and auctoritie it is ordeyned, that all wolles wolfels and felles called shozling and mozlinge, growynge oz beinge in any countrey within this realme oz in wales oz in the marches therof (other than before excepte) to be caried out of this realme, shalbe conueyed to the sayde staple of Caleys and to none other place, vpō the same payne & forfeyture. The kinges prerogatiue to graunt any lycens to the contrarie excepte. This acte to begynne to take effecte at the feaste of Ester, whiche shalbe in the yere of our lorde god. M. CCC. xxvii. and to endure by the space of .v. yeres only, whiche acte our soueraigne lorde the kinge wyll, ordeyneth, and establysheth, by thassent of the lordes spirituall and temporall, and the cōmens of this lande in this presente parliamēt assembled, to be in his full stregth and effecte in euery poynt therof. Sauyng only where as it is by the same statute ordeigned, that all wolles wolfelles and felles called shozlyng and mozlyng, growyng and beinge within the sayd counties of westmerlande, Comberlande, Northumberlande, the bysshopryche, Richemondshyre, and Northalderton shire, to be caried out of this realme, shalbe shipped at Newcastell vpon Tyne onely, and there to be cōueyed to Caleys oz to Newmyd de lourghin in Flanders, there to be stapled and vttered, & at none other place. The sayd acte for so moche shalbe voyde. And that in the stede of those wordes it shalbe as hereafter folowyth. Item it is ordeygned by the same auctozitie, that all wolles, wolfelles, and felles called shozlynge and mozlynge, growynge and beyng within the sayd counties of westmerlande, Cōberlande, Northumberlande, the bysshopryche, Richemondshire, and Northalderton shyre to be caryed out of this realme, shalbe shypped at Newcastell vpon Tyne only. And from thens to be caried to Caleys, oz to the towne of Byrwyke in Brabant, oz to any other certeyn place at the kinges pleasure to be named, there to be stapled and vttered, and at none other place. Also it is ordeygned by thassent and auctozitie afozsayde, that in case where our soueraigne lozde the kinge ozdeygneth, that the sayde wolles, wolfelles called shozlynge and mozlynge, of the growyng of the counties and bysshopryche afozsayde, to be stapled in any other place beyonde the see than at Caleis oz Byrwyke afozsayde, that than the place so to be named by the kyng, shalbe certyfyed and publysshed by open proclamacions in the sayde counties of Yozke, Northumberlande, Cumberlande, westmerland, the bishopryche of Durham, and the towne of Newcastel. And that euery of the subiectes of our soueraigne lozde the kinge, after suche proclamacion made, and after thre monethes after the same proclamacion passed, shalbe bounde to haue and carye the sayde wolles and wolfelles to the sayde places, to be named by our soueraigne lozde the kynge, and expressed in the sayd proclamacyon, vpon the payne before lympt.

Byrwyke.

Cap. iiii. Item where as diuers & great offences and attemptes haue now of late ben committed and perpetrate agaynste thamities and lieges made betwixte our sayde soueraigne lozde the kyng and strange princes, & agaynst the sauf conduites and licences of our soueraigne lozde the kynge, and agaynste the lawes and statutes hertofore made for the punysshement of

Sauf conduites.

suche

ſuche offenders in that behalfe, to the great diſleander of our ſoueraygne lorde the kynge, and the vniuerſall damage of all this realme of Englande. The kynge therfore by thaduiſe and aſſent of the lordes ſpirituall and temporall, and the cõmens in this parlyament aſſembled, and by auctoritie of the ſame parlyament hath ordeyned eſtabliſhed and enacted, that all ſtatutes and ordinaũces made before the.xx. day of Marche, in the fyfte yere of his reigne by auctoritie of any parliament not repealed, againſt the offenders and breakers of ſundries treaſons wages and falſe doyngs attayned, be and ſhalbe in theyr full force and effecte. And that euery of the ſame ſtatutes and ordinaũces be put in due execuciõ in all thynges before the iudge or iudges, perſon or perſons, ordeigned by the ſame ſtatute and ordinaũces or any of them accordinge to the tenures and effectes of euery of them. Any graunt or confirmacion by acte of parliament or other wyſe, vſe or cuſtome made had or vſed to the cõtrary notwithſtandinge. Prouided alwayes that this acte extende not to any acte or ordinaũs made for the puniſhment of any ſuche offenders in the ſeconde yere of kyng Henry the fyfte, late in dede and not of ryght kynge of Englande. Treaſ.

Here foloweth the ſtatute made at Weſtmynſter in the. xvii. yere of the reygne of kynge Edwarde the fourthe.

OUr ſouereigne Lord the kynge Edwarde the fourthe after the conqueſt, at his parliment holden at Weſtminſter the.xvi. daye of Januarye, in the.xvii. yere of his reigne, to thonour of god and the welthe of hym & his realme, by thaduiſe and aſſent of his Lordes ſpirituall and temporall, and at thynſtaunce and requeſt of his commons in this preſente parliament aſſembled, and by auctoritie of the ſame parliament hath ordeyned and ſtablyſhed diuers ordinances and ſtatutes in forme folowyng.

IN fyrſte where as in a ſtatute made the. ix. yere of kynge Edwarde the thyrde, noble progenitour to our ſouereigne lorde the kynge that nowe is, it was ordeyned, that no falſe money counterfete to the ſterlynge, ſhulde be brought in to this realme, vpon payne of forfeture of the ſame money. Sauynge that all maner people of euery realme myght bryng to the exchaũge, as bullion, all maner good money of ſiluer, of what ſo euer valure it were and there to receiue conuenable exchaunge. And where as in the ſeconde yere of the pretenſed reygne of kynge Henry the fourth, for the great diſcrepte whiche than was in the money of golde and ſiluer of Flaũders and Scotlande, whiche comenly dyd renne and paimentes made in diuers parties of this realme of Englande, to the great damage of our ſouereigne lorde the kyng and his people, amonges other it was ordeined, that al the money of golde and ſyluer of the coyne of Flaunders, and of all other landes and cũ- Cap. i. Money. Bullion.

treys beiounde the see, and of Scotlãde shulde be boyded out of the realme of England, or put to the coyne or bullyon within the same realme before ỳ feaste of Chrystmas than nexte folowynge, vpon payne of forfeyture of the same, whiche ordinaunces were made because that the same money expẽded and suffred to renne in payment within this realme, were disceipt full. And nowe so it is, that late and at this dayes counterfete and false money of such cuntreys allayed, as grotes and pens in Irlande: in parte lyke to the grotes, halfe grotes, & pens of this realme, in suche a great multitude be dayly brought in to this realme out of Irlande and other places and put in paymentes in this realme, whiche if it shulde longe endure, yt shulde not onely destroye the good money of this realme, but also shulde cause the good money of syluer of this realme made within the same, to be translate and tourned in to the sayde false and counterfete money made in Irlande and other places. And also shulde cause a great part of the plate of syluer to be caried out of the realme, and to be coined with the said false & counterfete money. wherfore by thassent requeste and auctorite aforsaide, it is ordeyned, that after the feaste of Ester next comynge none of the same money of Irlande shal renne in paymẽt within this realme wales or the marches of the same, nor that no person after the sayde feast put any of the same moneys nor the same money so put or receiued for or in payment. The same money so forfet to be seased by any of the kinges liege people, and in thre partes to be deuided, whereof one parte so forfete shalbe applied to ỳ vse of ỳ kynges house, an other parte therof to hym or them whiche shal fynde and proue the same forfeytures before any Justices of peace of any countie within this realme, where any such forfeiture shal happen, or before ỳ mayre, bailiffes shriffes or other cheyf gouernours of eyther burgh or town corporate, or within any of the .v. portes within this realme of Englãd, or at Caleys before the treasorer and controller there, if lyke forfeyture fall or happen, and all the residue of the same forfeyture shalbe to the mayre, bailiffe, or other cheyfe gouernour of ỳ citie burghe or towne corporate, or any of the .v. portes where suche forfeyture shalbe founde, to be applied to the vse of the same cytye, burgh, towne or port to suche of them whiche haue any forfeytures by any lawful graũt or auctorite of the sayde parliament of our souerayigne lorde the kynge. And yf they haue no maner suche forfeyture, thã the same thyrde parte residue shal be applied to them whiche haue suche forfeyture within the same citie, burghe or towne corporate, or any of the sayde .v. portes by lyke auctorite or otherwyse. And the hole forfeyture to be founde & proued at Caleys or at the marches of ỳ same, shalbe onely to our souerayigne lord the kinge. And if suche forfeyture happen to be founde and proued in any other towne or village not corporate, ỳ same residue of the sayd forfeyture shalbe to ỳ cheyfe lorde of the fee of the same towne, to be applied to the vse of the same lorde. And if variaunce do fall betwixt any fynder: affermynge agaynst any other ỳson such forfeiture to be, so ỳ ỳ same money forfete may

Justices of peace.

no be

not be ſealed without actyon by the ſayde fynder to be ſued, that than the ſame fynder, if he wyll purſue & proue the ſayde forfeyture, he ſhalbe therto receyued and haue an actyon of det in this behalfe, or at the common lawe at his electyon. or otherwyſe before the iuſtices of peace of the countie, out of the cytie or towne corporate where ſuche forfeyture ſhall happen. And if it happē in cytie borough or towne corporate, thā before ỹ mayre chyrryffe or bailiffes or other chyef gouernour there, by byl or bylles in this behalfe, in whiche actyon of det to be purſued at the common lawe, lyke proceſſe, iudgement and execucion ſhalbe, as is vſed in other actyons of dette there to be purſued. And before the iuſtices of peace, or before any of the ſayd mayre chyrryffe or baylyffes or other chyef gouernours aforeſayde, the proceſſe before apparaūs ſhalbe by attachement by the bodye infinite. And after iudgement by Fieri facias, Capias ad ſatisfaciendū, or Elegit, at the electyon of the purſuer in this behalfe. The purſuer whiche ſo doth recouer, to reteyne his parte aforeſayde of the ſayde forfeyture parteynynge to hym in his owne handes to his owne vſe. And the parte perteynyng to the kynge, to be delyuered to the chyrryf or chyrryffes, baylyf or baylyffes in the kynges eſcheker, to be accomptable of ſuche countye or place corporat where ſuche recouere ſhalbe had by wrytinge indented in this behalfe to be made, to be employed to thuſe of our ſoueraigne lorde the kynge as is afore ſayd. And the reſidue of the ſayd forfeytures recouered, to be delyuered to any of the ſayd mayres, chyrryffes, baylyffes or other chief gouernours corporat as afore is ſayd, to be applyed in the maner and fourme before eſpecyfyed. And if any ſuche forfeytures be found and proued in any towne or village not corporat, the ſame to be delyuered to the ſayde lorde of the fee, to be applyed to his vſe. And where as by the ſtatute made in the ſecond yere of the pretenſed reigne of the late kyng Henry the. vi. it was ordeyned amōges other that no golde nor ſyluer ſhuld be caryed oute of this realme, vpon payne of forfeyture of the valure of the ſame, and that he whiche eſpyeth the ſame, & therof gyueth knowlege to the counſel or treaſorer of England, ſhuld haue the fourth parte of ſuch forfeyture (raunſom and fyne of the englyſh pryſoners taken beyond the ſee, and the money which ſouldeours ſhall cary with them for theyr reaſonable coſtes with other thynges in the ſame ſtatute cōpryſed excepted) contrarie to whiche ſtatute and ordynaunce, and diuers other ordynaunces towchynge the ſame before this made. The money of gold and ſyluer of this land, as marchandyſes, is caried & ſent out of this realme, aſwell by the denyzeyns as alyens, to the greate impouerifhing of this realme, & fynall deſtructiō of the treaſure of the ſame realme, yf haſty remedie be not prouided. It is ordeyned & ſtablyſched by the auctorite aforeſaid, that no perſon from the feaſt of Eſter, ſhal cary nor do to be caried out of this realme or wales, any maner money of coyn of this realme, nor of the coyne of other realmes, landes or ſeignouries, nor no plate, veſſel maſſe bullyō nor iewels of gold wrought or vnwrought or of ſyluer without the kynges lycence, except ſuche perſons as be diſpenſed with in thafore ſayde ſtatute made the ſayde ſecond yere of kynge Henry the. vi. and in other dyuers

Golde and ſyluer.

Plate.

uers statutes, vpon paine of felony, and to be adiudged and reputed as felonie. The same felonye to be herd and determined in like maner & fourme and before suche person or persones, as other felonies be commonly herd & determined within this realme. And where as in the statute made in the ix. yere of kinge Edward the thyrd amonges other thinges it was ordeyned, that the sterling halfepeny or farthing shuld not be molten for vessell, nor none other thinge by goldsmyth or other, vpon payne of forfeyture of the money molten. And that the goldsmyth or other that so doth molt, shall be commaunded to prison, there to remayne tyll he hath yelden to the kinge the one halfe of that that he hath so molten, notwithstandinge any chartre or fraunchise graunted to the contrarie whiche statute was confermed by kinge Richard the second, in his parliament holden the .xbii.° yere of his reigne. And than amonges other it was ordeyned, that no grote nor halfe grote shulde be molten by no person for vessel, nor other thyng therof to be made, so that by the same cause and by the sayde carienge of money of this realme, and by the great quantite of golde beate for ymagerie & such lyke, and by the wastyng of golde in gylting in dyuers maners by goldsmythes controllers and other officers, the money of this realme is greatly dymynysshed, to the vniuersall domage of the same realme. Therfore it is ordeyned by the sayde auctoritie, that no goldsmyth nor other person, frō the said feast of Ester, shal molte or beate within this realme, wales, Caleys or the marches of the same, any money of golde or syluer not broken, sufficient to ren in payment, nor by any occasion of sensualitie to mynysshe bowe or breake the money of this realme, able to renne in payment, for to make any vessell or other thing therof, or to gylt any thinge with the same, nor that any goldsmyth or other pson within this realme, wales, Caleys or the marches of the same, from the sayde feast of Ester, shall gylt any maner vessell basyn, pottes, cuppes, nuttes, or saltsellars of syluer, ornamentes of churches, stuffe for knyghtes made or to be made, and apparell necessarie to be gylt for euery suche persone dispensed by the statute of array, made in the thyrd yere of the reygne of our soueraigne lorde the king that now is, and in the ordinaunce of apparell made in this present parliament except, vpon payn to forfeyt the value of the money so molten beaten or voluntarily bowen and broken, or the valure of the vessell, basyns, pottes, cuppes, nuttes, or saltsellars of syluer or other thing gylt, or the thinge in whiche any such gyltinge shalbe, excepte before excepted. The thyrd parte of euery suche forfeyture to be applied to the vse of the kinges honorable house. The other parte therof to the vse of hym or theym whiche shall fynde and proue the same forfeyture, in the maner as afore is sayde in the article of money of Irlande. The residue of the sayde forfeyture to be to the mayre, chyrffes, baylyffes or other chyef gouernours of the cytie, borough or towne corporate, or any of the .v. portes, where suche forfeyture shalbe founde and proued, ty be applyed to the vse of ỹ same cytie, burgh, towne or port. And that the hole forfeyture to be foūde and proued at Caleys or the marches of the same, to be onely to our soueraigne lorde the kynge. And yf any suche forfeyture

Felonie.

Halfepeny Farthyng. Goldsmyth.

Grote and halfegrote.

feyture happen to be found & proued in any towne or village not corporat, the same residue shalbe to the chief lord of the fee of y same towne or village to be applyed to the vse of the same lord. The finder of the same forfeiture, & he will pursue and pursue the same, within the libertie any other persone within any pursuit or prouse such riches & treasure, shall be thereto restreyned, and haue this behalf auant upon oth of record at the eschil lawe at this fleet yon, or before the Iustices of peace of the same countye out of cytie or towne cor porat where such forfeyture shall happen. And if it happe in cytie borough or towne corporat, that before the maiour, shyryfe or shyryffes, bayliffe or bayliffes, or other chief gouernour there by vth or bylles in this partie, in which case vpon oth, and in the sayd vth & bylles to be pursued, vpon dispo sicyon & ordenance, delyuerey, retreynder, iudgement & execucyon in this partie shalbe had according as in the aforesayd article touchynge money of Ire land is conteyned. Any charrte, grauntt, corporacion or acte made to the co trarie notwithstandyng. And where as in the parliament holden the secod yere of the vsurped reigne of Henry the vi late vsurper & not of right king of England amonges other it was ordened, that no goldsmythes or workar of syluer within the cytie of London, shuld sell any thing wrought of syluer, London.
onles it were as fyne as the sterlyng, except that that nedeth solder in the ma kyng, wherin shalbe allowed according as the solder shalbe nedefarte to be wrought in the same: And that no goldsmyth nor iewellar nor other ma that worketh barreys of syluer, shal put any of the same to sale in the same Touche.
cytie, before it be touched with the touche of the Leopardes hed, that wherby may reasonably be knowe the same touche. And also with the marke or signe of the worker of the same, upon payne of forfeyture of the double. And that the marke or signe of euery goldsmyth be committed to y wardeyns of the same mysterie. And if it may be found, that the kepar of the touche afore sayd, do touche any such harneys with the Leopardes hed, which is not as fyne in allay as the sterlynge, that than the kepar of the touche for euery thyng so proued not so good in allay as the sterlyng, shal forfeyt the double value to our soueraigne lord the king and to the partie, which statute is dayly broken by the goldsmythes and other workars of syluer inhabiting aswell in the cytie of London as els where within this realme and wales, and our soueraigne lord the kinge in effect nothyng answered of any for feytures comprised in the same statute, albe it that the ayuges & ys people dayly byeng thinges wrought by the said goldsmythes or workars as fine gold or fyne syluer, supposyng it to be the same, where in dede it is not so, be greuously disceyued, bycause that the sayd touche of the Leopardes hed is oftentymes set to such thynges by the sayd kepar of the sayd touche of Lon don and other places, as though the thyng were fine and not deceyt. And oftentymes the sygne of the workar of the same is not set thereto according to the statute aforesayde, nor the same statute is no perfyte remedye to per sones greued in this behalfe. It is ordeyned by auctoryte of this plent par lyament, for the better execucion of the saide statute, and for to eschewe the disceyt dayly done by the sayde goldsmythes and workars of gold and syl uer in

uer in the sayd cytie of London and els where within this realme of wales, that no goldsmyth nor other workar of gilde syluer or other, within the same metalles from the sayde feaste of Ester, shal worke, sell or sette to sale any maner be so golde vnder the fynesse of. xxiii. carattes other wise called crates, nor no syluer ouer it be as fine as the sterlyng, except suche thynge as requyreth to solder in the makyng of the same, whiche shalbe alowed accordynge to the solder necessarye to the makynge of the same, vpon payne of forfeyture of the double value of any suche golde or syluer wrought or solde to the contrarye. And that no goldsmyth, fremayn, nor other workar of harneys of syluer, shal set no harneys of syluer plate nor iewell of syluer to sell, from the sayne feast of Ester, within the sayde cytie of London, or within .vi. myles of London, before it be touched with a touche of the Leopardes hed crowned, suche as may bear the same touche, and also with a mark or sygne of the workar of the same so wrought within the cytie of London, or .vi. myles of the same, vpon payne of forfeyture of the double value of any suche syluer wrought and solde to the contrarye. And that the marke or sygne of euery goldsmyth be communyted to the wardeyns of the same mystery. And yf it may be found, that the sayde kepar of the touche of the Leopardes hed crowned aforesayd, do marke or touche any such with the sayde kepar of the sayde touche for euery thynge proued not of as good allay as the sterlynge the sayd kepar of the sayd touche for euery thyng proued not of as good allay as the sterlyng shal forfeyt the double value. The same forfeytures to be demyded in .iii. places, that is to say, the one halfe to be applied to the vse of the kynges highnes, and the other halfe therof to the partye greued or hurt in this behalfe, or in his defaute, any other person whiche will pursue and prone suche forfeyture, shalbe therin receyued, shaue in this behalfe an action of det, or at the commen lawe at this election, or before the iustices of peace of the countye out of the cytie or to ony corporate, where suche forfeyture shal happen, to pursue a suyt for the kyng as for hymselfe. And yf it happen in cytie burgh or towne corporat, that be fore the mayre, shyryffe or shyryffes, bayliffe or bayliffes, or other chefe gouernour there by bylle or bylles in this partie. In ony the actyon of det, and in the bylle and bylles to be pursued, lyke dispeyren, demeane, the wayr, iudgement and execucyon in this partie shalbe had, accordynge as in the fyrste article conteynyng the money of Irelande is comprised, any chartre, graunte, corporacion or acte made to the contrarye not withstandynge. And bycause there be dyuers goldsmythes and other workars of golde and syluer aliens and straungers, inhabytynge in the cytie of London, and other places nygh there about, notwithstandynge they ar not admitted, and clayn the same, and will not be serched by the wardeyns of the sayde goldsmythes of London for the tyme beynge, nor will not be obedyent and gouerned by them. Therfore it is ordeyned, that from the sayde feast of Ester euery suche alyen and straunger goldsmyth and workar of gold and syluer inhabytynge or to be inhabyt in the sayde cytie of London and other places within .vi. myles of the same cytie, shalbe obedyent and ruled by the sayde

wardeyns

wardeyns of the sayd goldsmythes in all thynges lawfull and reasonable, and suffer the stuffe of gold and syluer by them wrought to be serched and marked after the rule of the sayde cytie: vpon payne to be punysshed in maner and fourme as goldsmythes and wrkars of golde and syluer of England, inhabitynge within the sayde cytie, by the rules of the sayde craft of goldsmythes ought to be ruled. So always that the sayd alyēs and straungers be not euyl entreated, nor otherwyse charged by any maner impositiō, other than the sayde englysh goldsmythes be, shalbe and ought to be. And for the better surueyeng of the sayd alions and straungers in tyme to come to be had, it is ordeyned by the auctoritie aforesayd, that the same alyons & straungers goldsmythes & wrkers of golde & syluer, inhabitynge within the sayd cytie and euery of them, fro the feast of saint Michaell the archaūgell next cōmyng, shall inhabit them where the open rules of the sayd cytie and where better and more open shewyng is of theyr crafte. And it is ordeined by the sayd auctorite, that yf the aforesayd warden & kepar of the sayde touche, or wrkar of harneys or other thynge of gold or syluer made of the sayd fynesse, do touche or marke the same harneys or other thynge as fyne and able, that than for non sufficiencie of the sayde kepar and wrkar the persons of the sayde craft of goldsmythes of the sayde cytie of London, by what so euer name or names they be corporat, shalbe chargeable & charged of the sayd forfeytures by lyke actyon or actyons of det as is aforesaide, in lyke maner and fourme as ymmediat before is specified. And where as in the .b. yere of ỹ pretensed reigne of kynge Henry the .iiii. for ỹ better keping of gold and syluer within this realme, and for the vtteraunce of the commodities of the same realme, it was ordeyned amonges other, that marchauntes straungers & alyons shuld sell theyr marchauudyses brought within a quarter of a yere after theyr cōmyng in to the same, and that the money receyued in this realme shuld be employed vpon the cōmodities of this land vpon payne of forfeyture of the same money. Contrarye to whiche ordynaunce the same marchauntes and many other persones do conuey & carie dayly the same money by them receiued out of the realme, to the great dyminisshyng of the same money, & do not employ the same in substauns vpon the cōmodities of this realme, wherby the kynges custome & subsidie be greatly decayed. It is therfore ordeined by the auctoritie aforesaid, that euery marchaunt alyon, and euery vitayler and other straūger not beynge denyzen, which shal resorte in to any place or porte of this realme or wales after the sayd feast of Ester, shall duely employ all ỹ money to be receyued by him within any parte of the same realme or wales, vpon the marchaundises or other commodities of this realme, or without any fraude he shall put the same in due paiemēt to the kynges liege people within this realme. The same implooment in payment duely to be proued by the marchaunte alion vitailer or other straunger before his departinge out of same porte, by writing to suche marchaunt or marchauntes, to whom the sayde marchaunt alion vitayler or other straunger hath imployed or payed his money by him receiued for his marchaūdises brought in to this land, witnessing that

Marchaunt straungers.

Vitayler.

syng that he hath so done by suche persones as shall seme reasonable to the
Customer. customer or controller of the same porte and mayre baylyffe or other chyef
gouernour of any suche cytie borough or towne, where suche porte shalbe,
vpon payne of forfeyture of all his goodes beynge within this realme, and
to haue one yeres imprisonemēt. Sauyng alwayes to euery such marchaūt
vitayler and straunger his reasonable costes by the ouersighte of the sayde
chief gouernour of the porte or place where suche marchaunte vytayler or
straunger shall arrywe. The same forfeyture to be demeaned, iudged, execu-
ted and departed in lyke maner and fourme by lyke actyons processe & exe-
cucyon, as is symytte of other forfeytures in this acte before declared. And
bycause that many forfeytures towchynge the aforesayd statutes made be-
fore this tyme hath fallen before the sayde feaste of Ester, and by lykelyhod
wyll more fall by persons not doubtyng to offend & breake the lawe, which
persones ought by reasō to be punisshed in discouragyng of other hereafter
Justices of the peace. to offend. It is ordeyned by the auctorytie aforesayde, that the iustices of
peace shall haue power to here and determyne all maner defautes and for-
feytures to wchynge euery of the premysses had or done before the feaste of
Ester nexte ensuyng, to be had and done agaynste the fourme of any statute
before this tyme therof made. The same forfeytures & euery of them to be
iudged demeaned and departed in lyke maner and fourme by lyke actyon
processe and execucyon as before is limytted and declared of & for the sayde
forfeytures before reherced in this presente acte and ordinaunce. Prouided
alwayes, that this acte extend not to any Embassatour or other straunger,
Money. cōmen or to come in to this realme, or to passe out of the same by the kynges
Embassa- dour. lycence, as for any money of gold and syluer, plate or vessel or iewell, or any
ornament of syluer or golde concernynge his person, brought by hym in to
Harauld. this realme, or to any Embassatour of the kynge, Harauld, Purcenaūt, or
Messenger, which shal passe oute of this realme beond ỹ see by the kynges
lycence, or to any marchaunt gooynge ouer the see to bye any wyne to be
brought i to this realme, as for to carie with hym onely a lytel cuppe called
a taster for wyne. Prouided also, that this acte extend not to any of thynha
bitaūtes denyzyns or straungers to come or go to and fro the towne of Ca-
Calais. leys or the marches of the same, nor to the dwellars and trauaylers of the
same, for any money by thē or any of them to be conuayed or caried to any
places or countrey out of the sayde towne & marches, other than the money
of this realme, or money of other countreys to be caried out of this realme.
And to the intent that due notyce maye be hereof had to the kynges liege
people in this partye, letters of proclamacyon vnder the kynges seale vpō
this ordynaūce shalbe made to euery countye of this realme and other pla-
ces necessarye in all good haste. This ordynaunce to endure from the sayde
feast of Ester, tyll thend of .bii. yeres than next folowynge. Prouyded also
that this acte, as for the parte of any forfeyture cōteined in the same, which
may parteyne to the kynge, shall not extend to gyue hym any such parte of
suche forfeyture to be had or made within the pryncypalitie of wales, the
duchy of Cozne wall, nor the erldome and counties palantynes of Chester
and Flynt,

and Flynt, nor any of them. Also it is ordined by the auctoritie aforesayd, that the noble & excellent prince Edwarde the kynges first begoten sonne, prince of Wales, duke of Cornwal, and erle of Chester, shal haue perceyue and enioy, & to his heyres princes of Wales, dukes of Cornwal and erle of Chester beyng the first begotten sonnes of the kynge of Englande, all and euerie suche parte of forfaytures, whiche shalbe made or forfayte within the sayde principalitie, duchy, erldome, counties palantines or any parcel of auye of them, in as ample and large fourme as the kynge ought or maye haue such parte of forfayture in any other place by reason of any other acte made in this parliament, ante acte made or to be made in this present parliament to the contrary notwithstandyng. Prouided also that this acte for the diuision & partition of any forfaiture therin conteyned, shal not extend to or for any forfaiture to be had or made within the liberties or franchyses of william byshop of Durham. And it is ordeyned by the sayde auctoritie, ỹ william bysshop of Durham & his successours bysshops of Durham, shal haue all suche partitions and forfaytures, whiche shall happen within the sayd liberties and fraunchises, in as ample and large fourme as the kyng shulde or ought to haue in anie other place by force of this acte. Prouided al ways that this acte nor none other acte or statute made or to be made in this present parliament, shal extend to be preiudicial or hurtful to thabbot of the monastery of westmynster for the time being, or to the abbotte and couent of the same monasterie for the tyme beyng, nor to anye person for the tyme dwellynge reseaunt or beynge within the same monasterie, or within any place parteinyng to the same monasterie, or within anye place within the precinete fee or fraunchise of the sayd abbot, or of the sayd couent, or to any of the ryghtes, priuileges lyberties, fraunchises, immunities or other thynge graunted by the kinge or any of his progenitours or possessours of the royal estate and crown of England, to the abbot and couent of the sayd monasterie and theyr successours ioyntly or seuerally in any maner heretofore parteining. Prouided also that the abbot of the sayde monastery and couent of the sayd monasterie and theyr successours, shal haue hold and inioy frely and effectually al the sayd ryghtes, liberties, priuileges, fraunchises, immunitees, & all other thinges in ỹ fourme aforelayd to them graunted, by what so euer name or names they be named or called ioyntli or seuerali in anye letters or writing theruppon made, anye acte or ordinannce made or to be made in other maner or thing contrar ynotwithstãding. Prouided alwayes that this acte nor none other acte ordinañce or statute made or to be made in this parliament, shalbe in any wyse preiudiciall or hurtful to the deane for the tyme beyng of the kinges free chapel of saint Martins le graund in London, nor to the deane and chapitre for the tyme beinge of the same chapel, nor to any person or persones for the tyme dwellinge reseaunt or beyng within the same chapel, or within any place or places within the precincte fee or fraũchise of the sayde deane or deane & chapitre. Nor to any of ỹ said rightes, priuileges, liberties, fraũchises, immunitees or other thinges by the kyng or any of his progenitour predecessours or possessors

Bysshop of Durham

Deane of S. Martins le graunde

of the royall estate & crowne of England, to the deane & chapitre of the sayd chappel and theyr successours ioyntly or seuerally in any maner graūted or in any maner heretofore pertayninge. And also prouided that the deane of the sayd chappell and deane and chapitre of the sayd chapell haue hold & enioy entierly freely and effectually all the ryghtes, priuileges, liberties, fraūchyses, immunitees & al other thinges in fourme aforesayd to them graunted by what so euer name or names they be named or called ioyntly or seuerally in any letters or wrytinge therupon made, any acte, ordinaūce or statute made or to be made in anye other maner or thynge contrarie notwithstandyng.

Cap. ii. Fayres.

EItem where as dyuers fayres be holden and kepte in this realme, sum by descrypcyon alowed before iustyces in eyre, and sum by the graunt of our soueraigne lorde the kynge that nowe is, and sum by the graunt of his progenitours & predecessours: And to euerye of the same fayres is of ryght pertayning a court of Pypowdres to ministre in ỳ same due iustice in this behalfe, in which court it hath ben all tymes accustomed, that euery person cōming to the sayd fayres shuld haue lawful remedy of all contractes, trespasses, couenauntes, dettes and other feates, or otherwyse made & cōmitted within any of the same fayres duryng the tyme of the same fayre, and within the iurisdiction of the same, and to be tryed by marchaūtes beynge of the same fayre, whiche courtes at this daye be myssused by stewardes, vnderstewardes, baylyffes, cōmissioners and other mynysters holdyng and gouernyng the sayd courtes of the sayd fayres for theyr synguler profyt holdyng plees by playntes aswell of contractes, dettes, trespasses and other feates done and committed out of the tyme of the sayd fayres, or the iurisdictiō of the same, wherof of trouth they haue no iurisdiction, surmysynge the same dettes, trespasses couenauntes or other feates to be done within the tyme of the fayres, or within the iurisdiction of the same fayres, where of trouth they were not so. And sum tyme by thymagynacyon of euill disposed people dyuers suytes be feyned, and trouble them to whom they beare euyl wyl to this entent, that they for lucre shal haue fauorable enquestes of ỳ cōmenners of the sayde fayres, where they take theyr actions. And wherby diuers persones commyng to the same fayres be greuously vexed and troubled by feyned actyons, and also by actyons of dettes, trespasses, feates and cōtractes made & commytted out of the tyme of the sayd fayre or the iurisdiction of the same, contrarie to equyte and good conscience, wherby the lordes of the same fayres doth lose great profyte by the not cōmynge of dyuers marchauntes to theyr feyres, whiche by this occasyon do them absteyne, & also the cōmens be vnserued of such stuffe and marchaundyse, which otherwyse shulde come to the same fayres: Our sayde soueraine lorde the kynge, consyderyng the premysses, by the aduyse and assent of the lordes spirituall and temporall, and at the requeste of the cōmens in the sayd parlyament assembled, and by the auctoritie of the same hath ordeyned & stablysshed, that fro the fyrst day of May next ensuyng, no stewarde, vndersteward, baylyffe nor commyssarye, nor other mynyster of any suche courtes of Pypowdres, shall

hold

holdyng vpon any action at the ſuite of any perſon or perſons, onleſſe the pleyntiffe or pleyntiffes or his or theyr attourney in the preſence of the defendaunt or defendauntes, doo ſweare vpon the holy euangeliſt vppon the declaration, that the contract or other feate conteyned in the ſayd declaration was made or committed within the fayre, and within the tyme of the ſame faire, where he taketh his action, and within the iuriſdiction and boũdes of the ſame fayre. And not withſtandynge that the pleintiffe or playntiffes doo afferme the ſame, yet neuertheleſſe the ſayde defendaunt or defendauntes ſhall not be concluded by the ſame, but ſhall anſwere and plede to the action, or in abatement of the pleyntes, and to proffer an yſſue that the ſame contracte treſpas or other feate conteyned in ſuche declaration, wher vpon the pleyntiffe or pleyntiffes do declare, was not committed nor done within the tyme of the faire & iuriſdictiõ of the ſame, but out of the time of the fayre, or at other places out of ỹ iuriſdictiõ of the ſame faire, accordyng to the trouth in this behalfe. And if it be ſo tried or ỹ the pleintiffe or pleintiffes or their attourneys do refuſe to make the othes in the fourme aforeſayd, that than the defendaunt or defendantes ſhall be quite diſmiſſed and diſcharged in this partie out of the ſame court, the partie plaintife to take his auantage at the common lawe or other place conuenient as ſhal to him ſeme good notwithſtandyng this ordinaunce. And that euery ſteward vnderſteward baylyffe and cõmiſſary or other miniſter, holdynge rulynge or gouernyng any of the ſayd courtes that dothe the cõtrary of this ordinãce ſhall forfayt for euery defaute in this behalfe. C.s. The one halfe therof to our ſouereigne lorde the kyng, and the other halfe to hym that wyl in this behalfe purſue his action vpon this ſtatute by action of dette in his owne name. And that writtes of proclamation be in all good haſt dyrected to euery ſhireffe of euery countie of Englande to make this ordinaunce to be proclayned in euery faire within his countie aſwell within fraunchyſe as without. This acte to endure from the ſayd fyrſt day of May tyll the fyrſt daye of the nert parliament. Prouided alwayes that this act nor nothyng compriſed in the ſame acte be hurtefull or preiudiciall to Wyllyam nowe byſhop of Durham, nor to his ſucceſſours within the lybertie and fraunchyſe of the byſchopriche of Durham. Byſſhop of Durham

Cap.iii. Games vnlawfull.

¶ Item where as by the lawes of this lande no perſon ſhulde vſe any vnlaufull games, as dyce, coytes, tenyſſe, and ſuche lyke games, but that euery perſon ſtronge and able of body ſhulde vſe his bowe, bycauſe that the defence of this lande was muche by archers, contrary to which lawes the games aforeſayd, and many newe imagined games, called cloſhe, kayles, halfbowle, handin and handout, & quekborde be dayly vſed in diuers parties of this lande, aſwell by perſons of good reputation as of ſmall behauyor: And ſuche euyll diſpoſed perſones that doubte not to offende god in not obſeruyng their holy days, nor in breakynge the lawes of the lande to their owne impouerſhyment, and by their vngracious procuremẽt and encouragyng, do bryng other to ſuche games, tyl they be vtterly vndone and impouerſhed of theyr goodes, to the pernicious example of dyuers of the

kynges liege people of suche vnprofitable games shuld be suffred longe to continue, because that by the meane therof diuers and many murders, robberies and other heynous felonies be oftentymes commytted and done in dyners partes of this realme, to the great inquieting and trouble of many good and well disposed persons, and thimportune losse of theyr goodes, whiche playes in theyr sayd offences be dayly supported and fauoured by the gouernours and occupiers of dyuers houses, tenementes, gardeynes, and other places, where they vse and occuppe their sayde vngracious and incõmendable games: Our soueraigne lorde the kynge in consyderacyn of the premisses, by thaduise of the lordes spirituall and temporal, and the commons in the sayd parliament assembled, and by auctorite of the same hath ordeyned, that after the feast of Ester next cõmyng, no person gouernour nor occupyer of anye house, tenement, gardeyn or other place within this realme, shall wyllyngly suffre any person to occuppe or play any of the sayd games called closh, kayles, halfebowle, handin and handout, or quekborde or any of them, within any of theyr sayd houses, tenemẽtes, gardeyns or any othey place, vpon peyne to haue the imprisonement of thre yeres, & to forfayt and lose for euery offence. xx. li. The one halfe therof to our soueraigne lord the kynge, to be applyed to the vse of his house, in all suche places where such forfayture shal happen to fall, other than where any person ought to haue the forfaiture of the goodes of felons and fugitynes, by any lawfull graunt auctorite of parlyamente or otherwyse. And it is ordeyned by the sayd auctho rite, that all such persons, their heires & successors, whiche oughte to haue anye suche forfayture in suche places, shall haue all suche halfe as shalbe hereafter forfayte, by anye of the premisses: And the other halfe therof to hym or them, that in this behalfe wyll pursue by action of dette at the common lawe: In which action, lyke processe, tryall iudgement, costes, damages, & execution shalbe had, as is vsed in other actions there pursued. And that no persone from the sayde feaste of Ester, shall vse any of the sayde games called closh, halfe boule, kayles, hand in and hande out, or quekborde, vpon peyne of two yeres imprisonment, and to forfayte for euery defaute. x. li. The one halfe therof to our Soueraigne Lorde the kynge, to be applied to the vse of his house, in all suche places where suche forfayture shall happen to fall, other than where any person ought to haue the forfayture of the goodes of felons & fugitiues. by any lawfull graunt, auctho rite of Parliament, or otherwise. And it is ordeygned by the sayde auctorite, that all suche persones, their heyres & successours, whiche ought to haue any suche forfaytures in suche places, shall haue all such halfe that shalbe hereafter forfait by any of the premisses: And the other halfe therof to him or them that in this behalfe wyll sue by action of dette in like maner and fourme to be had. tried, ruled, and ordred as is afore sayde.

Cap. iiii ¶ Item where as in diuers parties of this realme, great damage hath bẽ and daily is, and by lykelyhod in tyme to come wyll greuously growe, for Tyle. defaute of trewe, seasonable and sufficient makyng, whytynge, and annealyng of Tile called plein tile, otherwise called Thaktile, Rofetile, or crest-

tile,

tile, cornertile, and gutter tile, to bee made within this realme: Our Sauereigne lorde the king (the premisses considered) for the vniuersall wealthe of this realme, by the aduise of the Lordes spirituall and temporall, and at the request of the commons in this saied parliamente assembled, and by authoritie of the same, hath ordeined and established, that all and euery persone or persones, whiche hereafter shal vse the occupacion of making of any suche tile, as before is saied, shall make it good, reasonable, able, and sufficiente, and well whited and annealed. And that the grounde where of any suche tile shalbe made, shalbe digged and cast vp before the first daie of November, nexte before that tile shalbe made, and that the same yearth be stered and tourned, before the first daie of February, then nexte folowyng, and that the same grounde, before it be put to makyng of tile, be truely wrought and tried from stones. And also that the veines called Maime or Marle, and Chalke lyyng comonly in the grounde, nere to the lande conuenient to make tile, after the diggyng of the saied ground, where of any suche tile shalbee made, shalbee well, lawfully and truely seuered and caste fro the lande, where of any suche tile shalbe made. And that euery suche plaintile so to be made, shall contein in length .x. yuches and an halfe, and in breadth .vi. yuches, and a quarter of an yuche. And in thicknes, halfe and yuche and halfe a quarter at the lest. And that euery suche roofe tile or creastile so to be made, shall conteine in length .xiii. yuches, and the thicknes of halfe an yuche and halfe a quarter at the least, with conuenient depnes according. And that euery gutter tile and coupertile to be made, shall contein in length .x. yuches & an halfe, with conuenient thiknes bredth & depenesse according. And if any persone or persones sal to saile to any persone or persones, any suche tile about specified, made or to be made against the said ordinaunce: then the seller therof shall forfaite to the buier of the same, the double value of the same tile, and besides that, shall make fine and raunsome to the king at his will. And that euery persone that feleth himself greued, and will sue in this behalfe, shall haue an accion of debte against the offendours, wherein shalbe made and had like processe, recouerie and execucion, as is or maie be at this daie, in any other accions of debte, pursued at the common lawe. And that the plaintiffe in euery suche accion (if it be founde with him) maie recouer against the defendour in the same accion, his reasonable costes and expenses of his suite. And that the defendour in any suche accion, shal not be admitted to wage his lawe, or to haue any essoine or protection allowed, nor no aduauntage by forchyng of essoin or distresse. And also that the Justices of peace for the time beyng, within any Countie of this realme, and euery of them, shall haue full power to enquire, heare and determine, by their discreations, as well by enditement or otherwise, the defautes, offences and trespasses, whiche shall happen to be doone against this ordinaunce, as well at the kinges suite, as at the parties, whiche shall feele himself greued in that behalfe. And if it be founde, or maie appeare to the Justices of peace, or any of them by examinacion, or otherwise by their discrecion, that any persone or persones hath offended, contrary to this ordinaunce, that then the same

Justices of the peace.

Justices, before whom it shalbe founde or appere, shall assesse vpon the offendour in this behalfe no lesse fine, then for euery .M. of plaintile sette to sale, contrary to this ordinaunce .v.s. And euery .C. rofetile. vi.s. viii.d. And for euery hundred corner tile or gutter tile. ii.s. solde contrary to this ordinaunce. And that lesse fine be made after the rate of thesame, by the discrecio of the said Justices, or any of them. And that thesame Justices shall haue full power, to call before them, or any of theim, at any tyme and place requisite, suche and so many persones, as by their discrecion haue, or shall haue beste experience or knowlege, in the occupacion of makyng of tile, to searche and examine the diggyng, castyng, tournyng, departyng, makyng whityng, and anelyng aforesaied. And that thesame persone or persones, whiche so shalbe assigned searchours, shall haue full power to make suche searche. And that no persone put no suche tile to sale, before that it bee searched by thesaied searchours, vpon pein of forfeiture of thesame tile. And if thesame searchours, or any of them doe finde, that any persone or persones exercisyng the occupacion of tile making, do them offende contrary to this ordinaunce, that then thesame searchours shall present suche defautes, before the Justices of peace at their next sessios. And that euery suche presentment, be as strong and effectuall in the lawe, as the presentment of.xii.me. And that suche searchours so to be ordeined, assigned & deputed, shall haue of euery suche tilemaker, for his labour of thesaied searche, for euery.ii.M plaine tile searched.i.d. Of euery.C. rofe tile.i.od. And euery.C. couer tile and gutter tile.viii.d. And that thesame searchours shal do and execute their effectuall deuoir and diligente in this behalfe, according to this ordinaunce vpon pein of forfaiture to our soueraigne lorde the king, for euery defaute in this behalfe.s. And that the Justices of peace shall haue power to examine, enquire and determine, the fautes of suche searchours in the premisses, in like fourme as aboue is ordeined for the defautes of Tilemakers. This ordinaunce to beginne to take effecte at the feast of saincte Michael next comyng, and not before.

Searchours of Tile.

Cap.v.

Item where as by an acte made in the parliamẽt of our said soueraigne Lorde the king, holden at Westminster in the fowerth yere of his reigne, it was ordeined, establisshed and enacted emonges other thynges, that all Woollen clothes, halfclothes, streites and barsetis, of a certaine length and breadth, specified in thesame acte, and beeyng of all perfectues of makyng, also compyled in thesame acte, should be from the feast of sainct Peter, called ad Vincula, whiche was in the yere of our Lorde God, a thousande, fower hundred.lxv. sealed with a double pointe in Leade, to be deuised and ordeined by the threasorer of Englande, for the tyme beyng, witnessyng the true length and breadth, and faithfull makyng. Also by thesame act it was ordeined emonges other thinges, that the Threasorer of Englande for the tyme beyng, should haue power and auctho̅itie, to make suche and as many keepers of thesame seales, as he shal thinke necessary. So that no straũger borne, should bee made any of thesame keepers. And that euery of thesaied keepers so to bee made, shall yerely accoumpte of the reuennes of their

Woollen clothes.

Seale.

Threasourer of Englande

saied

ſaied offices, in the Eſchecker of our ſoueraigne Lorde the King, before the Threaſorer of Englande, and the Barons there for the tyme beyng, shewyng in the ſame accoumptes, the nomber of all the clothes, halfclothes, ſtreites and Karſeis ſealed by them, with the names of the owners therof. Euery of the ſaied kepers to be rewarded yerely at his ſaied accoumpte, for his labour and diligence had in this behalfe, at the receipt of the ſaied eſcheker by the diſcrecion of the ſaied Threaſorer and Barons, without paimente of any thing in the ſaied eſcheker, for the making of his ſaied accoumpt, as in the ſaied acte thereof made, is more largely conteined. The King certainly perceiuyng, that after the making of the ſame acte, he hath had yerely more greuous loſſe, by the appriouement of the ſubſidie and aulnage and clothes then he had at any tyme before the ſaied acte of appriouement made. For the ſame, and for diuers other greate cauſes, mouyng hym, by the aſſente of the lordes ſpirituall and temporall, and the commons in this preſente Parliament aſſembled, and by auctho'itie of the ſame Parliament, hath ordeined eſtabliſhed and enacted, that from the feaſt of Eaſter next comming, all the Woollen clothes, halfclothes, ſtreites and Karſeis, beyng of good and perfite makyng, of length and breadth, after the fourme of the ſaied acte, made in the ſaid fowerth yere, ſhalbe ſealed with waxe at bothe endes, taking no more for the ſame bothe ſeales, then before was taken for the ſealyng of an whole clothe, halfclothe, ſtreite or Karſey. Exceptе onely, that in the citie of London, and in the toune of Briſtowe, all the clothes that ought to be ſealed, ſhalbe ſealed with Leade, as hath ben there accuſtomed. Moreouer it is ordeined, enacted and eſtabliſhed by the auctho'itie afore ſaied, that the ſaied Treaſorer of Englande for the time beyng, ſhall haue power and auctho'itie, to let to ferme the ſubſidie and aulnage of clothes, whiche ought to be ſeale, vnto perſones willyng to haue the ſame to ferme, by ſufficiente mainpriſe, in the fourme as was vſed and doen before the ſaid ſtatute, made in the ſaied fowerth yere. The fermours to haue the one halfe of the forfeitures of all the clothes and peces of clothes to be ſet to ſale, not ſealed with the ſaied ſeales to their owne vſe, paiyng therefore and for the ſaid ſubſidie and aulnage, to our ſoueraigne lorde the king at his eſcheker, ſuche yerely ſommes of mony, as ſhalbe agreed betwixte the Threaſorer of Englande and them, and to bee accoumptauntes to the king, of the other halfe of the ſaied forfeitures, at the ſaied Eſcheker. The ſaied ſtatute made in the ſaied fowerth yere notwithſtandyng.

London. Briſtowe. Aulnage.

¶ Item where as by a ſtatute in the laſt parliamente holden at Weſtminſter, it was ordeined, that the olde Sheriffe of euery Countie, might execute and retourne euery writte, precept or warrant in any of the kynges courtes, within the terme called Michaell Terme, after the .vi. daie of Nouember, and before any writte of diſcharge to him deliuered of his occupiyng of Sheriffe, without grief, damage, or peine, by the ſame ſtatute remembred, as in the ſame doeth more largely appere. And bicauſe that the wordes of the auctho'itie, giuen by the ſaied acte to the ſaied olde Sheriffe, bee very eſpeciall & not general enough for the common wealthe, purpoſed or entended,

Cap. vi. Sheriffes.

by the same acte. It is therefore ordeined by auctoritie of this parliament that euery old sheriffe of euery countie, remembred in the said last parliamente, from the .vi. date of Nouember next to come, shall haue full auctoritie and power, aswell lawfully to execute and retourne euery writte, precepte or warrante, in euery of the said counties of the king, deliuered to him, as to doe and execute euery other thing, whiche to the office of sheriffe lawfully pertayneth, at all tymes duryng the said termes of saincte Michael, and of saincte Hillary. Onlesse he be before the same time lawfully discharged of his occupation of sheriffe, without sustenyng any damage, forfeiture, or pain by cause therof. Any acte, ordinaunce, or prouision before made to the contrary in any wise notwithstandyng.

Retourne of writtes.

Cap. vii. Item where as in the moste dolorous absence of our souereaigne Lorde the king out of this realme, beyng in the parties of Holande, and before his victorious regresse into the same realme, in a pretensed Parliamente, vnlawfully and by vsurped power sommoned, by the rebel and enemie to our souereaigne Lorde the kyng, Henry the .iv. late in deede and not of right king of Englande, holden in the palice of Westminster the .xxvi. date of Nouember, the .ix. yere of our souereaigne Lorde the king that now is, vnder the coloured title of the said Henry the .xiii. yere of thinchoacion of his pretensed reigne, and the firste yere of the vsurpacion of his vsurped power and estate, diuerse and many matters were treated, communed, wrought, to the destruccion and disheriton of our souereaigne Lorde the king, and of his blonde roiall, by the labourse and exhortation of persones not feryng God, nor willyng to bee vnder the rule of any yearthly Prince, but inclined of sensuall appetite, to haue the whole gouernaunce and rule of this realme vnder their power and dominacion, whiche communicacions, treates and workinges, doeth remain in writyng, and some exemplified, wherby many inconueniences inate ensue, to our said souereaigne Lorde the king and his blonde roiall, whiche God defende, and all noble men, at this time attendyng about the king, and all his other liege people and subiectes, vnles due remedy be prouided in this behalfe. Our said souereaigne lorde the king, by the assent of the lordes spirituall and temporall, and at the requeste of the commons in the said Parliamente assembled, and by auctoritie of the same, for the lucrese of his noble persone, his noble issue, and the substantiable succession of the same, and for the suretie of all the Lordes, noble men, and other his seruauntes and subiectes, hath ordeined and stablished, that the said pretensed parliamente, with all the continuaunces and circumstaunces, depending vpon the same, bee voide and of none effecte. And that all actes, statutes, ordinaunces, treates, communicacions, commocions and workynges in Englande pretensed parliamente, treated, communed, attempted, wrought, had, or by the auctoritie of the same Parliament enacted and ordeined, and all exemplifications made vpon the same, or any part of them, and euery of them, shalbe reuersed, cancelled, voied, vndoen, reuoked, repealed, and of no force nor effecte.

Parliament

OUr ſouereigne lorde the king Edward ỹ fourth, at his parliamẽt holden at weſtmiſter, the.xx.day of Januarij, in the xrii. yere of his reigne, to thonour of god, and for the welth of his people of this his realme, by the aduiſe and aſſent of his Lordes ſpirituall & temporall, and at the requeſt of his commons in the ſayd parliament aſſembled, hath ordeyned and eſtabliſhed certein ſtatutes & ordinãces, in maner & fourme folowing.

¶ Firſt, becauſe that our ſouereigne Lorde the kyng hath conceyued by a petition made to him by his commens, that diuers ſtatutes and ordinaunces touchyng the reſtraynt of exceſſiue apparell of the people of his relme, were ordeyned and made, and that for the none due execucion of the ſame ſtatutes, his ſayde realme was fallen into great miſery and pouertie, and lyke to fall in more greatter, onleſſe the better remedye be prouided, wherupon our ſayde ſouereigne Lorde the kyng, by the aduiſe, aſſent and auethoritie aforeſayde hath ordeyned and ſtabliſhed, that no manner perſone, of what eſtate, degree or cõdicion that he be, ſhall wear any clothes of gold or ſylke of purple coloure, but only the kyng, the Queene, the kynges mother, the kynges children, his brother and ſuſters, vpon payne of forfeiture for euery defaut. xx.li.. And that none vnder the eſtate of a Duke ſhal wear any cloth of golde of tiſſue, vpon peyne of forfaiture for euery defaute. xx. markes. And that none vnder the eſtate of a lorde, ſhall weare plaine cloth of golde, vpon payn to forfaite for euery defaut. c. markes. And that none vnder the degree of a knyght, ſhall weare veluet in theyr doublettes nor gownes. Nor none vnder the ſame degree weare any damaſke or ſatyn in theyr gownes, but onely eſquiars for the kynges bodye, vpon payne to forfayt for euery defaute. xl.s. And that no yeoman of the croune, nor none other ſhall vnder the degree of an eſquiar or gentylman, weare in theyr doublettes damaſke or ſatyn, nor gownes of chamblet, vpon payne to forfayte for euery defaute. xl. ſhillynges. And that none vnder the eſtate of a lorde, weare any maner of wollen clothe made out of this realme of Englande, Irelande, Wales, Calais, nor weare any furres of ſables, vppon payne to forfayte for euery defaute. c. pounde. And alſo it is ordeygned and ſtabliſhed by the ſayde auctoritie, that no ſeruaunt of huſbandry nor cõmon laborer nor ſeruaunt to any artificer out of citie or borough, ſhall weare in theyr clothyng any cloth, wherof the brode yarde ſhall paſſe the price of.ii. ſhillynges. Nor that any of the ſayd ſeruantes or laborers ſhal ſuffer theyr wyues to weare any clothynge of hygher price than is before lympt to theyr huſbandes. Nor they ſhall not ſuffer theyr ſayd wyues to weare any rayle called a kerchief, whoſe price exceedeth. xx. d. Nor none of the ſayde ſeruauntes or laborers ſhall weare any hoſen, wherof the payre ſhall paſſe. xviij. d. vpon payne to forfait for euery defaut. iii.s. iiii d. More ouer it is ordeyned, that the Juſtices of peace in euery countie, Mayres, ſhiriffes, bailiffes, mayſters, and other chiefe officers of cities, boroughes, townes of the.v. portes, and other corporate townes within this realme, ſhall haue power and auctoritie to enquire here and determyne al the ſayd

Cap. ii.

Apparayle.

defautes

defautes and forfaitures and euery of them to be made & had within their fuerall iurisdictions, as well by enquirie as by due examination, and the matters and causes concernyng the said offences and forfeitures to determine by lyke processe and iudgement, and in lyke maner and forme before attepnder in this behalfe, as is before the iustices of peace commonly vsed of trespas done with force and armes agaynst the kynges peace, and after the attepnder lyke execution. And if any matter touchyng any of the sayd offences be remoued of any of the said iustices of peace mayre or any other officers before named, to be had before the kyng in his bēche, that than the Justices to the plees before theym to be holden assigned, shall haue power to awarde lyke processe & lyke execution in this behalfe as before is limit. And it is ordeyned by the sayd auctoritie, that all the sayd paynes and forfaitures, except such payns and forfaitures in and for the premisses, which shall happen to be and growe within the cōty palātine of Chester, Eram shyre, and the bysshoprycke of Durham, shalbe to the kyng, to be employed to the expences of his honorable house. And that such peynes and forfaitures in & for the premisses within the said cōtie palātine of Chester, shalbe to my lorde the prince. And suche peynes and forfaitures in and for the premisses within Eramshyre, shall be to the archbysshoppe of Yorke and to his successours. And suche peynes and forfaytures in and for the premysses within the sayd bysshoprycke of Durham, shall be to the bysshoppe of Durham & his successours. Prouided alwaies that this act extende not be preiudiciall to or for any woman, excepted the wyues and seruauntes of labourers. Also it is ordeined by the auctoritie aforesaid, that all ordinances and statutes before this tyme made of array and apparel, shalbe by auctoritie of this present parliament voyde & of none effect nor force. And that this acte begynne and take effecte after the feast of the Epiphanie next comyng, and not before. And it is ordeyned and enacted by the auctoritie aforesayde, that no maner persone, vnder the estate of a lorde, shall weare from the sayd feaste any gowne or mantell, onles it be of suche length, that he beyng vpryght, it shall couer his priuy membres and buttockes, vppon payne to forfayte to our soueraigne lorde the kynge at euery defaute. xx. s. And lyke examinacion processe and iudgement shalbe therin had, as in the premisses is ordeyned. Prouyded alwaies that this present act for apparell shal not be preiudiciall to the libertie in wearyng of clothe & furre, purple and clothe of gold onely excepted of syr Thomas Mountgomery, syr Thomas Burgh, syr Thomas Vaughan, syr John Don, syr wyllia Parre, syr Thomas Deseyt legyer, syr Thomas Bourghchier, syr Thomas Greye, nor of mayster Olyuer the kynges secretary nor any of thē. And prouided also that the same acte for apparell bee not preiudiciall to mayster Johñ Gunthorpe deane of the kynges chapel. Nor to syr Johñ Elryngton treasorer of the kynges house, nor to any of them, as before.

Cap. ii. Salmon well and

¶ Item where as diuers disceytes haue been vsed and done as well in the measures of vessels called buttes barels, & half barels, ordeined for salmō And barels, halfebarels & fyrkyns ordeyned for hearryng eles, and other

barelles

barelled fysche, as in the packynge in the same vessels of euery of the sayde fysches before named, to the great damage of the kyng, the lordes spirituall and temporall, and other of the kynges faythful subiectes. For reformacion wherof, our sayd soueraygne lorde the kyng, by the aduyse assent and auctorite aforesayd hath ordeyned and enacted, that no marchaunt straunger nor denyseyn, after the feaste of saynt Mychaell next comyngeshall sell nor set to sale any salmon by butte, barell or halfebarell or any other vessel, before that it be sene, except the same but do hold and conteyne. lxxtiii. galons, the barell. xlii. galons, the halfebarell. xxi. galons well and faythfully pakked, vpon payne of forfayture for euery butte barell and halfebarell so faylynge theyre sayde measure. vi. s. viii. d. Also that no suche marchaunt, beynge vnder the kynges obeysaūce, after the sayd feast of saynt Mychaell shall sell or put to sale any maner salmon by butte or other vessel, except it be wel and faythfully pakked, that is to saye, the great salmon by hym self, without mynlynge with theym any gryles or broken betyed salmon. And that all small fysshe called gryles, shalbe pakked by them selfe dyuerly, without any mynglynge, vpon payne of forfeyture and losse of. vi. s. viii. d. for euery butte, barell and halfe barell myngled, pakked and set to sale contrary to this acte. Also that no marchaunte nor other person set any herynge to sale by barell, halfebarell or fyrkyn, except the same barell conteyn. xxxii. galons, the halfebarell and fyrkyn after the same rate. And that the same hernynge be well, faythfully and iustly couched and pakked. And that it be of one tymes takynge and saltynge. And that the same herynge be as good & alswell pakked in the myddes & in euery parthe of the same barell or other vessel, as it shalbe in the endes of the same barelles and other vesselis, vpon payne to forfeyt. iii. shillynges. iiii. d for euery barell, halfebarell & fyrkyn so faylynge theyr sayd measure, and also vpon payne of forfeyture and losse of. iii. shellynges. iiii. d for euery barell, halfe barell, and fyrkyn of hearyng sorted sayd or packed contrarie to this acte. Also that no suche marchaunte nor palyngman sell or set to sale any elys by barel, halfe barell or fyrkyn, except the same barell conteyne. xlii. galons, the halfe barell and fyrkyn after the same rate. Nor that any suche marchaunt nor palyngman do myngle any gallebetten storued or pulled eles withe the good eles, but that the good eles be wel and iustly pakked and solde by the selfe. Nor that they myngell with the good eles or put to sale any red eles vpon payne of forfeyture and losse of. x. s. for euery baroll, halfbarell and fyrkyn so faylyng theyr measure. And also vpon payne of forfeyture and losse of. x. s. for euery barell, halfe barell and fyrkyn so myxte, pakked and set to sale as afore is sayde contrary to this acte. Also that no suche marchaunt after the sayd feaste sell or sette to sale any barelled fysh, except the same fysh be well and faythfully pakked that is to saye, the countable fysh commonly called talefysh by it selfe, & the smal fysh called gryles by the selfe, without any mixtynge of the sayde fysches with the great fysshe. And without myxtynge or pakkyng of thokes or fysh with broken belyes with the sayd talefysshe or small fysshe. And that the sayde talefysshe nor small fysshe be not

faythfully packed

Marchant.

Hearyng well packed

Palyngman

Eles well packed.

Fysshe well packed.

layd

layd double in the pakking. And that euery tale fysshe conteine in lengthe from the bone of the fynne to the thyrd ioynt of the tayle. xxvi. ynches at the leste, and that the napes of all suche barelled fysshe shalbe no longer than the lytle bone that fytteth vpon the greate fynne. And that the bone of euery such salte fysh shalbe taken awaye to the nauell of the same fysshe. And that euery suche fysshe be splatted or opened downe to an handfull of the tayle vpon payne of forfeyting and losynge of .iii. shillynges .iiii. d for euery barell of fysshe, which hereafter shalbe founde packed, sorted, myxte, naped, layd double, or not boned, nor splatted open, accordyng to this acte. Also in eschewyng the cõmen damage and discreptes aforesayd, Our sayde souereigne lord the kinge hath ordeyned and enacted by the auctorite aforesayde, that al mayres, bayliffes and gouernours of cyties, boroughes, townes, marketes, and al other places of this his realme for ỹ tyme being, where they be mayres, bayliffes or gouernours, shall haue power and auctorite to name and chose discrete and expert persone or persones dayly to serche & gauge al such vessels as aboue be reherred, that they be faythfully packed, and kepe theyre faythfull measure and assyse accordyng to the ordinaunces aforesayde. The one halfe of all the sayde fynes forfeytures and paines & euery of them, to be to oure souereigne lorde the kynge. And the other halfe to hym or them of his subiectes that shall seyse or pursue for the same by action of det by wrytt at the cõmyn law by byll or playnt after the custome of ỹ cytie or towne where any suche fynes forfeytures and paynes shall hereafter happen to be or fall. And that the defendaunt in any suche action be not admitted to wage nor do his law. Nor that any protection or essoyn in ỹ binges seruices for any suche defendauntes be allowed. Prouyded alwayes ỹ this acte be not prejudicial to any pson or psons hauyng ỹ forfeyture of ỹ goodes of felõs fugitiues & dãpned psons. Moreouer it is ordeyned & enacted by the auctorite aforesayd, that euery suche person and persones shal haue & enioy lyke forfeitures of & in euery of the premisses within theyr fraunchises, as the kinge now hath in other places without.

Cap. iii.

¶ Item where as by a piteous complaynt made in the same parliament by men and women of the misterie and workemanshyp of sylke of the citie of London, and other cyties, boroughes and townes of this realme, it was shewed, howe that in the tyme of the reigne of our souereigne lorde the kinge ỹ now is a restreynt was made that certeyn thinges of sylke worke redy wrought shuld not be brought in to this realme, after which restreynt erpyred, so great multitude of silkes redy wrought as corses, ribans, laces call silke and Coleyn sylk twyned hath ben brought in to this sayd realme by marchauntes straungers and other, that all the workes of the said mystery of silkworking, as well men as women in the sayde realme hath ben greuously impouerished for defaute of occupation. Our sayd soueraygne lorde the kinge, in consideracion of the premisses, hath by the aduise, assent and auctorite aforesaid ordeyned and establysshed, that no marchaũt straũger nor other person, after the feaste of Ester next commynge, shall bringe into this realme of England to be solde any corses, gyrdels, rybans, laces call silke

ral ſylk or Coleyn ſilke towyned or wrought, vpon peyne of forfaiture of the ſame, or of the valure therof, in whoſe handes they ſhalbe founde. The one halfe of the ſame forfaiture to be to our ſoueraigne lorde the kynge, and the other halfe to him or them of the kynges ſubiectes whiche ſhall ſeaſe the ſame, or purſue for the ſame by action of det by writ at the common lawe, or by bill or playnt after the cuſtome of the citee or towne where ſuche forfayture ſhall hereafter happen to fall or be. And that the defendaunt in any ſuch action be not admitted to wage or do his lawe, nor no protection nor eſſoine in the kynges ſeruyce to be allowed for any ſuche defendaunt. This act to endure for .iiii. yeres nexte folowynge the ſayde feaſt of Eaſter.

¶ Item where as in the tyme of the noble progenitours of our ſoueraigne lord the kyng that nowe is, and alſo in the tyme of the victorious reigne of our ſayde ſoueraigne lorde the kinge that now is, his ſubiectes within euery parte of this realme haue vertuouſly occupied and vſed ſhotynge with theyr bowes, wherby and vnder the protection of almyghty god, victorious actes haue ben done in defens of this realme. Now ſo it is, ỹ the bowiers in euery part of this realme do ſel their bowes at ſuch a great and exceſſiue price, that the kinges ſubiectes diſpoſed to ſhote, be not of power to by to them bowes, wherby ſhotyng is greatly diminiſhed & left, and vnlawfull games be vſed, contrarie to ſtatutes & ordinaunces therupon made: Our ſayde ſoueraigne lord the kyng, conſyderyng the premiſſes, by the aduiſe, aſſent and auctoritee aforſayd, hath ordeyned, eſtabliſſhed, & enacted, that from the feaſt of Eaſter next cõming, no bowiar nor other perſon vſing to ſel or put to ſale, or whiche hereafter ſhall vſe to ſell or putte to ſale any longe bowe or bowes of ewe, ſhall ſell any of the ſame bowes to any of the kynges liege people aboue the price of. iii. ſhellynges .iiii. d. a bowe. And longe bowes of ewe vnder the value of the ſame price as the ſellar and the byar therof maie reaſonablie agree and accorde, vpon peyne to forfayt for euery longe bow of ewe otherwyſe ſolde aboue the ſayde pryce of .iii.s.iiii.d. xx.s. The one halfe therof to our ſoueraigne lorde the kynge, and the other halfe to any of his lyege people that wyll therfore purſue and proue the ſayde forfayture by action or actions of det, wherin lyke proceſſe iudgement and execution ſhalbe had as is commenly vſed in actions of det ſued at the common law. And that no defendaunt in any ſuche action or actions ſhalbe admitted to wage his lawe.

Cap. iiii.

Bowiers.

Bowes.

¶ Item it was ſhewed in the ſaid parlyament, how that hattes, bonettes, & cappes aſwel ſengle as double, were wonte to be faithfully made, wrought fulled and thicked by mennes ſtrengthe, that is to ſaie, with handes and feet, and therby the makers of the ſame haue honeſtly before this tyme gayned theyr lyuyng, and kepte many apprentices ſeruauntes and good houſes, tyll nowe late that by ſubtyle ymaginacyon, to the deſtruction of the labours and ſuſtinaunce of many men, ſuch hattes, bonettes and cappes haue ben fulled and thycked in fullyng mylles, and in the ſayde mylles the ſame hattes and cappes be broken and diſceptfully wroughte, and in no wyſe by the meane of any myll may be faithfully made, to the greate domage of our ſoueraigne lorde the kyng and of all his ſubiectes, and the fynall vndoynge

Cap. v.

Hattes and cappes.

of ſuche whiche be the makers of ſuche hattes bonettes and cappes, vnles the grace of our ſouereigne lorde the kynge ſhuld be to them ſhewed in this behalfe, and therupon to prouyde remedye: Our ſayde ſouereigne lorde the kynge, by thaſſent of the lordes ſpirituall and temporall, and at the ſupplicacyon of his ſayd commons in the ſayde parlyament aſſembled and by the auctorytee of the ſame hath ordeyned & prouyded, that no maner perſon after the feaſt of Eſter next commynge, ſhal ful or thycke, or do to be fulled or thickyd any hattes bonettes or cappes, double or ſingle, in any fullyng myl, or by the meane of any fullynge myll, vpon peyne to forfayte and to loſe. xl. s. as often as he ſhall do contrarie to this acte. And alſo that no perſonne hat maker, capper or other what ſo euer he be, after the ſayd feaſt of Eaſter, ſhal ſet or cauſe to be ſette anye hattes bonettes or cappes doble or ſengle to bee fulled or thyked to any ſuche myll or by the meane of any ſuch myll, or ſette to ſale anie ſuche hattes bonettes or cappes double or ſengle, whiche after the ſayd feaſt ſhalbe ſo made, fulled or thicked, vpon peyne to forfayte and loſe the hattes bonettes & cappes ſo ſet as afore is ſayd to any ſuch myſle to be fulled or thikked, or otherwyſe ſet to be ſolde contrarye to this acte, and alſo to forfayt and loſe. xl. s. as often as any ſuch perſon ſhall ſet to fullyng or thykkynge or to ſale any ſuche hattes bonettes and cappes contrarye to this acte: The one halfe of the ſayde fynes forfaytures and penalties and of euerie of them, to our ſoueraigne lorde the kynge, and the other halfe to hym or them of the kynges ſubiectes, whiche ſhall ſeaſe the ſame or purſue for the ſame by action of det, by wryt at the common lawe, or by byl or playnt after the cuſtome of the citee or towne where anye ſuche fynes forfaytures or penalties ſhall happen to fall or to be. And that the defendaunte in anye ſuche action be not admitted to do or wage his lawe, nor no protection nor eſſoyne in the kinges ſeruyce ſhalbe for any ſuche defendaunt allowed.

Fullyng of hattes and cappes.

This acte to endure from the ſayde feaſt of Eaſter tyll the ende of two yeres than next folowyng, and no lengar.

Cap. vi. Swannes.

Item where aſwell oure ſouereygne lorde the kynge as other lordes, knyghtes eſquyers and other noble men of this noble realme of Englande, haue ben hertofore greatly replenyſſhed of markes and games of ſwannes in diuers parties of this realme of Englande, tyll nowe of late that dyuers kepers of ſwannes hath bought and made to them markes and games in the fennes and marſhes and other places, and vnder colour of the ſame and of ſurueyenge and ſerche for the ſwannes and cygnettes for theyr lordes and mayſters, haue ſtollen cygnettes, and put vpon them their owne marke, by whiche vnlawfull meanes the ſubſtaunce of the ſwannes be in the handes and poſſeſſion of yeman and huſbandmen, and other perſonnes of lytle reputacyon. Wherfore it is ordeyned, eſtabliſſhed and enacted by our ſayde ſouereygne lorde the kynge, of the aſſent of the lordes ſpirituall and temporal, and at the ſpecial inſtaunce and requeſt of the commons in the ſaid parlyament aſſembled, and by auctorytee of the ſayde parlyamente, that no perſon, of what eſtate, degree, or condicion he be, other than the ſonne of our ſoueraigne lorde the kyng, from the feaſt of ſaynt Michaell next commyng,

ſhall

shall haue or possede any suche marke or game of his owne, or any other to his vse, shall haue or possede any suche marke or game, except he haue landes and tenementes of the estate of freholde to the yerely value of .v. markes aboue all yerely charges. And moreouer that euery persone or persones nowe hauinge any suche marke or game, shall sell or geue the same betwixte this and the feaste of saint Michell nexte compynge, to thuse of them to whom thei shalbe so solde or geuen. And if it happen any persone or persones, not hauinge landes of tenementes to the saide yerely value, to haue or possede any such marke or game after the said feaste: that than it shall be laufull to any of the kynges subiectes, hauinge landes or tenementes to the saide value, to sease the saide swannes as forfaite. Wherof the kynge shall haue the one halfe, and he that shall so sease, the other halfe.

Cap. vii. Woodes.

¶Item our saide soueraigne lorde the kynge consyderinge, that diuers subiectes hauinge woodes growynge in their owne grounde within the forreste of Rokyngham, and other forestes and chaces within his realme of Englande, or purliewes of the same, whiche haue cut their saide wood because the same subiectes might not before tyme cut nor enclose their saide grounde, for to saue the yonge spryng of their woodes so cut, any longer tyme than for. iii. yeres. The same yonge springe hath ben in tymes paste & daily is destroied with bestes and cattell of the same forreste chases and purliewes, to the great damage as well of his saide subiectes, as of his deere, vert, and venison in their couerte, and otherwise to the very lykely destruction of the same forestes, chases, and purliewes: By the assent of the lordes spirituall and temporall, and the commons in this saide parlyamente assembled, and by the auctorite of the same dothe ordeigne, establisshe, and enacte, that yf any of his subiectes, hauinge woodes of his owne growinge in his owne grownde within any forest chace or purliewe of the same, within this realme of Englande, from the firste daie of this parlyament, shall cut or cause to be cut the same woode or parte therof by lycence of the kynge or of his heires in his forestes, chaces or purliewes, or without lycence in the forreste chace or purliewe of any other persone, or make any sale of the same woode: it shall be laufull to the same subiectes owners of the same grounde, wherupon the wood so cut did growe, and to other suche persones, to whom suche wood shall happen to be solde, immediatly after the wood so cut, to cut and enclose the same grounde with sufficient hedges, able to kepe out all maner beastes and catell out of the same grounde, for the preseruinge of their yonge springe: And the same hedges so made, the saide subiectes maie kepe them continually by the space of. vii. yeres nexte after the same enclosinge, and repaire and susteine the same asoften as shall nede within the same. vii. yeres, without suinge of any other lycence or him or of his heires, or other persons, or any of their officers of the same forestes chases and purliewes.

Forreste.

Chace.

Cap. viii. Berwyke.

¶Item our soueraigne lorde the kynge, for the suretie of the towne of Berwyke and the marches of the same, and to haue the same towne to be inhabite with great nomber of his faithfull liege people, which wolde there ha-

Marchaunt. bounde and encreace by the repaire of marchauntes and marchandise and exercise of the same, hath by assente of the lordes spirituall and temporall, and the commons in the said parlyament assembled, and by auctoritee of the same parlyament ordeigned enacted and establissched, that from the feaste of the natiuitee of saincte John Baptiste nexte comminge, all merchauntes, whiche shall carie or bringe any merchaundise out of Scotlande or the yles of the same, into this realme of Englande or in Irlande or wales, firste shall bringe the same marchaundise to the saide towne of Berwyke: And that none of the kynges liege people, nor none other person vnder the kynges obeisaunce, shall bie any merchaundise brought out of Scotlande, and carie the same or cause to be caried into this realme of Englande, or any other place vnder the kynges obeisaunce, but that the same merchaundise be bought, solde, and customed at his saide towne of Berwyke, except to the citee of karleyle, and the portes or crekes perteinynge to the weste marches. And that no maner merchaunte denyzen nor straunger vnder the kynges obeisaunce, shall cary or conuele to sel any maner merchandise beinge within Englande, Irelande, or wales into Scotlande, or the yles of the same, which be not vnder the kynges obeisaunce. And that none vnder the kynges lygeance and obeisaunce, sell any maner marchaundise of Englande, Irelande or wales, to any of the inhabitauntes of Scotlande or yles of the same, in any place within England, Irlande, or wales, sauing onely to the said town of Berwyke and karleile aforesaid. And that no marchandise shalbe shipped in any creke or other place betwirte Tunnouthe and the saide towne of Berwyke, but onely in the porte or hauen of the saide towne of Berwyke. And that no maner person or persones, sauinge the burgesses and fremen of the saide towne of Berwike, shall cause any salmon to be solde, whiche shalbe taken in the water of Twede. And if any persone or personnes offende or do with any maner merchaundise aforesaide contrary to any of the saide ordinaunces, the same person or persons shal forfait all the saide merchaundise. And that it shall be lawfull to any of the kynges liege subiectes to seale all suche merchaundise so forfaite, or els to pursue in his owne name an action of dette againste the same persone or persones, which so shall forfaite, conteinynge the somme of the value of the saide goodes. And in the same action to haue lyke processe iudgemente and execucion, as is vsed in other actions of dette by the course of the kynges lawes. And that in none of the same sutes and actions any protection or essoine of the kynges seruice be allowed, nor any defendaunte admitted to doe his lawe. And our soueraigne lorde the kynge to haue aswell the one halfe of all suche merchaundise forfait and seised, as the one halfe of all suche summes of money whiche shall be recouered by action in the fourme aforesaide, to pursue for the value of any suche goodes so forfait. And the person or persons, whiche shall seise and pursue in the fourme aforesaid, to haue the other halfe of the same. And by the said auctoritee it is ordeigned and enacted, that the merchauntes and fremen of the said towne mate of the grace of our soueraigne lorde the kynge, haue to

Marchaundise of Scotlande.

Carlile.

Salmon.

ferme

ferme of waters royall and fyſhyng places within the ſayde towne of Berwyke and ſegnowrie of the ſame, payenge for the ſame as moche as anye other perſon wyll do. And that the ſame marchauntes and fremen and euerl of them maie from henſforth haue occupy and enioy to them theyr heyres and ſucceſſours for euer, all liberties, fraunchiſes and cuſtomes, whiche at any tyme before pertayned to the ſayde towne. And that they may ſhyp all maner goodes and marchaundyſes there, and carie them to what place or places, porte or portes, that they wyll, and there diſcharge, and the ſame recharge with corne or any other vitayle or marchaundyſes, and bryng the ſame to the ſayde towne of Berwyke for vitaylynge therof. Prouyded alwayes that this acte, nor none other acte made or to bee made in the ſayde parlyament do not extend nor be preiudicyall to Wylliam byſſhop of Durham, nor to his ſucceſſours, in or for anie maner thynge parteynynge or in any wyſe belongyng to hym. Byſſhop of Durham.

¶ Thus endeth the ſtatutes made in the tyme of the noble kynge Edwarde the fourth.

STATVTES MADE AT VVESTMINSTER in the fyrſte yere of the reigne of kynge Rychard the thyrde.

RYcharde by the grace of god kinge of Englande and France and lorde of Irelande, the thyrde after the conqueſt. To the honour of god, and of holy churche, and for the cõmon welth of his realme of Englande, At his fyrſt parlyament holden at weſtmynſter the .xriii. date of Januarye, in the fyrſt yere of his reygne, by thaduyſe and aſſent of the lordes ſpirituall and temporall, and at the requeſte of the commons of the ſayde realme of England ſommoned to the ſayde parlyament, by auctorite of the ſame parlyament, hathe ordeyned and ſtablyſſhed for the quyetnes of his people, certeyne ſtatutes and ordynaunces in fourme folowynge.

¶ Fyrſt beccauſe that by ſecret and vnknowen feoffementes great vnſuretie, trouble, coſtes and greuous vexacyons dothe daylie growe betwyxte the kynges ſubiectes, in ſomoche that no man that byeth landes, tenementes, rentes, ſeruyſes, or other hereditamentes, nor woman whiche haue ioyntures or dowers in any landes, tenementes, or other hereditamentes, nor the laſte wyll of men to be perfourmed, nor leaſſes for terme of lyfe or of yeres, nor annuytees graunted to anye perſonne or perſonnes for theyr ſeruyces for terme of theyr lyues or otherwyſe, be in perfyte ſuretie, nor without great trouble and doubte of the ſame, by reaſon of ſuche pryuie and vnknowen feoffementes: For the remedie wherof it is ordeyned eſtablyſſhed and enacted, by the aduyſe of the lordes ſpirituall and temporall, and the commons in this preſent parliament aſſembled, & by auctorite of the ſame, Cap. i. Feoffement.

that euery eſtate, feoffement gyft, releas, graunt, leaſſes and confirmacions of landes, tenementes, rentes, ſeruyces or other hereditamentes, made or had, or hereafter to be made or had by any perſone or perſones beyng of ful age, of whole memorie, at large and not in dures, to any perſon or perſones, and all recoueries and executions had or made, ſhalbe good and effectuall to hym to whom it is made, hadde, or geuen, and to all other to his vſe, agaynſte the ſellar, feffour, donour, or grauntour of the ſame, and agaynſte the ſellars, feffours, donours, or grauntours and his and their heyres, claymynge the ſame onely as heyre or heyres to the ſame ſellars, feffours, donours, or grauntours and euery of them, and agaynſt all other haynge or claymynge ane title or intereſſe in the ſame, onely to the vſe of the ſame ſellar, feoffour, donour, or grauntour, or ſellars, feoffours, donours or grauntours, or his or their ſayd heyres at the tyme of the bargayn, ſale, couenaunt, gyfte, or graunt made, ſauyng to euery perſon or perſons ſuche ryght, tytle action, or intereſſe, by reaſon of an ygyfte in tayle therof made, as they ought to haue if this acte had not ben made.

Cap. ii.

Benenolence.

¶ Our ſoueraigne lorde the kynge remembryng howe the commons of this his realme by newe and vnlawefull inuencyons and inordinate couetyſe agaynſt the lawe of this realme, haue ben put to great ſeruitute and importune charges and exactyons, and in eſpechall by a new impoſicion called a beneuolence, wherby dyuers tymes the ſubiectes and comons of this lande agaynſt theyr wylles and liberties haue payed great ſommes of money almoſte to their fynall vndoynge (for dyuers and ſundry honorable men of this realme by reaſon of the ſame were compelled of neceſſytie to byde by theyr houſholdes, and to lyue in great penurye and meſerie, theyr dettes vn payed, and theyr chyldren not preferred, and ſuche memorials whiche they had ordeyned for the helthe of theyr ſowles were deſtroyed, to the great diſpleaſure of god and the deſtruction of this realme) wherfore our ſayde ſoueraigne lorde the kyng, by the aduyſe and aſſent of the ſayd lordes ſpiritual and temporall, and the commons in this preſent parlyament aſſembled, and by auctoritee of the ſame, wyl and ordeine, that the ſubiectes and comminaltee of this his realme from henſforthe ſhall in no wyſe bee charged by anye ſuch charges or impoſicion, called a Beneuolence, nor by ſuche lyke charge And that ſuche exactions, called a beneuolence before this tyme taken, ſhall be taken for no example, to make ſuch or any lyke charge of any of his ſayde ſubiectes of this realme herafter, but ſhalbe dampned and a duulled for euer

Cap. iii.

Suſpectes of felony.

¶ Item where as dyuers perſonnes from daye to daye be arreſted and impryſoned for ſuſpection of felonye, ſometyme of malyce and ſometyme of a lyghte ſuſpection, and ſo kepte in pryſone without bayle or maynpryſe, to their great vexation and trouble: It is ordeygned eſtablyſſhed, and enacted by auctoritee of this preſent parlyament, that euerie Juſtice of peace in euerie countie citee or towne, ſhal haue auctoritee and power by hys or theyr diſcrecyon, to let ſuche pryſoners and perſons ſo arreſted to bayle or maynpryſe, in lyke fourme as yf the ſame priſoners and perſones were therof endited of record before the ſame iuſtices in their ſeſſyons. And that iuſtices

of peace

of peace shall haue auctoritee to enquyre in their sessions of all maner escapes of euery person arrested and imprisoned for felonie. And no shyryffe vnder shyryffe nor eschetour, baylyffe of fraunchese, nor any other person, take or seyse the goodes of any person arrested or imprisoned, before that the same person or persons so arrested and imprisoned, be conuicte or attainted of such felonie accordyng to the lawe of England, or els the same goodes otherwyse lawfully forfeyt, vpon peyne to forfeyt the double value of the goodes so taken to hym or them that is or be therby endamaged, by actyon of det in this behalfe to be pursued by lyke proces iudgement and execucyon as is accustomably vsed in other actyons of det pursued at the cõmon lawe. And also that no essoyn nor protection be allowed in any suche actyon. Nor that the defendaunt in any suche actyon be in any wyse admytted to wage or do his lawe. Seysure.

Item where as dyuers great inconuenyencies and periuries dooe dayly happen in dyuers counties of this realme of England by fals verdites geuen in inquisicions and inqueries before the shyryffes in theyr turnes, by persons beyng of no substaunce nor reputacyon, not fearyng god nor the shame of the worlde, by reason wherof dyuers of the kynges liege people and subiectes in sundrie parties of the realme, by exciting and procuring of theyr pruel wyllers, be wrongfully endited, and some other, which of right ought to be endited by suche excytynge and procurynge, be spared, contrarie to ryght and good conscyence. In eschuyng wherof it is ordeyned, establysshed and enacted by our sayd souereigne lorde kynge Rychard, by thaduyse and assent of the lordes spirituall and temporall, and at the requeste of the commons in the sayd parlyament assembled, and by auctoritee of the same, that no baylyf nor none other offycer from henceforth, shal retourne in any pancll any suche person in any suche shyre within this realme, to bee taken or put in, or vpon, any suche enquyrye in any of the sayde tournes, but suche as be of good name and fame, and hauyng landes or tenementes of fre holde within the same counties, to the yerely value of. xx: s. at the leaste. or els landes, and tenementes holden by custome of the maner commonly called Copyholde within the sayde counties, to the yerely value of xxvi. s. viii. d. aboue al charge at the leaste. And yf any baylyffe or other offycer within the sayde counties, do hereafter retourne or enpanell any person contrary to this statute, he shall lose for euery person so enpanelled and retourned, not beyng of the sufficyencie aforesayde, at euery tyme that he offendeth. xl. s. Cap. iiii. Perturie. Shyreffes turnes. Panell.

And the said shyryffe other. xl. s. the one halfe therof to the kynge our souereigne lorde, and the other halfe to the partie that wyll sue in this behalfe. And euery man that will sue for the same, shall haue theyr seuerall actyons of det for the same at the common lawe, aswell agaynste the shiriffe as the sayde bailif, and that suche and like proces be had & vsed in euery of the same actions, as is had and vsed in other actions at the common lawe. And that no protection nor essoyn be allowed in the same. And that euery suche enditement before any suche shiriffe in his tourne otherwise taken bee voyde and of none effect. This acte to take effect at the firste day of the said parliament Enditement.

and

and not before.

Cap. v. Feoffement. ¶Item our sayde soueraigne lorde the kynge callynge to his blessed remembraunce the great domage trouble and charges, whiche might ensue to his liege people, by reason of dyuers feoffementes and estatutes made to hym and to other persons ioyntly, before that he was kyng, of landes and tenementes and other hereditamentes, to thuse and behoue of other persons and not to his owne vse. And for to eschewe suche damage, trouble and charge, whiche after myght ensue to those persons, to whose vse such feoffementes and estates were made. Of his blessed dispocyon & mere mocyon, by auctoritee of his sayde parlyamente, wyll, ordeyneth, and establysheth, that suche possession, right, tytle and interesse, as is or doth parteyne to hym of or in any landes, tenementes or other hereditamentes, by reason of any suche feoffement or estate made to hym and to any other persons ioyntlie to the vse and behoue of any other person or persons, and not to his owne vse shall by the sayd auctoritee of parlyament, vest and be in the other person or persons so enfeffed with hym, or hauyng ioynt estate to the same vse and effecte wherfore they were or had estate, in lyke maner as yf hee had neuer bene infeffed nor had estate with the same other person or persons. Moreouer by the aduyse of the sayde lordes spiritual and temporall, and the commons in the sayd parlyament assembled, and by auctoritee of the same, it is ordeyned, establissed and enacted, that suche possessyon, ryghte tytle and interesse of and in any landes, tenementes and other hereditamentes, wherof our soueraygne lorde the kynge is onely seased by reason of any feffement or estate made before that he was kynge of Englande, to the vse of any other person or persons, shall vest and be in suche person or persons or their heires to whose vse he is so seysed. Sauynge to euery other person or persons theyr ryght tytle and interesse in the same.

Cap. vi. ¶Item our soueraigne lorde the kyng, by a peticion made to hym by the commons of this realme of Englande in his sayde parlyamente assembled, hath conceyued and vnderstand, that where as in a statute made in the .xvii. yere of the reigne of the noble kynge Edward the. iiii. amonges other thynges it was ordeyned establysshed and enacted, that from the fyrste day of May then nexte folowing no steward, vndersteward bayliffe nor commissary nor other officer or minister of any courtes of Pypowders perteynynge to fayres, shulde holde any plea vpon any actyon at the suyte of any person or persons, onles the pleyntyf or pleyntyffes, or his or their attourneys, in the presens of the defendaunt or defendauntes, (if they or theyr attourneys, the same desyre) do swere vpon the holy Euangelystes vpon the declaracion, that the contract trespas or other dede comprysed in the same declaracyon, was made or committed within the tyme of the sayde fayre, where he taketh his action, and within the boundes and iurisdiction of the same fayre. And though the sayd pleyntiffe or pleyntiffes do afferme the same, neuertheless the sayde defendaunt or defendantes shall in no wyse be concluded, but that they maie aunswere and plede to the actyon, or in abatement of the pleyntes and to proffer and issue, that the same contract trespas or other acte comprised within

Courtes of Pypowders.

within the saide declaracion, where vpon the saide plaintiffes doe declare, was not made nor committed within the tyme of the saide faire and iurisdiction of the same, but out of the tyme of the faire, or in other places out of the iurisdiction of the same faire, accordinge to the trouthe in this behalfe. And if it be so tried, or that the plaintiffe or plaintiffes or their attourneies doe refuse to bee sworne vpon the holy Euangelistes in the fourme aforesaide. That then the defendaunt and defendauntes shalbe quite dismissed and discharged in that behalfe out of the saide courte. The partie plaintiffe nenertheles to take his aduauntage at the common lawe, or in any other place conuenient, as hym lyketh. This ordinaunce, act and auctorite of the saide parlyament notwithstandinge. And that euery stewarde vnderstewarde, bailyffe, commissarie, or any other minister, holdinge and gouerninge any of the saide courtes, that doth contrary to this ordinaunce, shall forfaite for euery defaute in this behalfe. C.s. The one halfe therof to be our soueraigne lorde the kynge. And the other halfe to hun or them that wyll sue for the same by action of det vpon this ordinaunce in his propre name. And that writtes of proclamacion be made in all conuenient haste directed to euery shiriffe of euery countie of Englande, to cause this ordinaunce to be proclaimed in euery porte within in his countie as well within the fraunchises as without. Prouided alwaie that this acte, nor nothinge therin comprysed, be hurtfull to William nowe bisshop of Durham nor his successours, within the lybertie and fraunchise of the bisshoprziche of Durham. which ordinaunce was made to endure tyll the nexte parlyament, whiche tyme is nowe expired. And verely the saide ordinaunce is very necessary and requisite to endure for euer, and very profitable to all the commons of this realme of Englande. It is therfore ordeigned establissched and enacted by auctorite of this present parlyament, that the saide acte and ordinaunce shalbe and stande in his vertue force and effect. And to be executorie from the feaste of the Annunciacion of our lady nexte comynge perpetually to endure.

Bysshop of Durham.

Item where as it was ordeigned, establissched and enacted in a parlyament holden in the tyme of the reigne of the noble kynge Edwarde the firste, by the statute De finibus, that notes and fynes leuied in the kynges courte before his iustices, should be openly and solempnely red, and that the plees in the meane tyme shoulde ceas, and that to be done. ii. daies in the weke after the discrecion of the iustices, as in the same statute more plainely appereth. Our saide soueraigne lorde the kynge considerynge that fynes ought to be of the greatteste force and effecte to auoide strife and debate, and to be a fynall ende and conclusion, will, ordeineth and stablissheth by thaduise and assente of the lordes spirituall and temporall, and the commons in this present parlyament assembled, and by auctorite of the same, that after the engrossynge of euery fyne to bee leuied after the feaste of Ester nexte commynge in the kynges courte before his iustices of the comon place, of any landes, tenementes or other hereditamentes. The same fyne shalbe openly and solempnly red and proclaimed in the same courte the same terme, and in. iii. termes of the yere nexte ensuinge after the same engrossynge in the same courte at. iiii.

Cap. vii. Fynes.

seuerall

ſeueral daies in euery terme. And in the ſame tyme that it is ſo red & proclaimed, all plees ſhall ceas, and moreouer a tranſcripte of the ſame fyne ſhall be ſent by the ſaide iuſtices of the common place, to the iuſtices of aſſiſes of the countie where the ſaide landes and tenementes be. Thei to cauſe the ſaide fyne to bee red and proclaimed openly and ſolempnely in euery their ſeſſions of aſſiſes to be holden the ſame yere, if aſſiſes do than holde, and all the plees in the meane tyme to ceas. Alſo it is ordeined and eſtabliſſhed by the ſaide auctoritee of parlyament, that a lyke tranſcript of the ſame fine ſhall be ſente to the iuſtices of peace of the countie where the ſaide landes and tenementes be, thei cauſe to open and ſolempne proclamacion of the ſaide fyne to be made at. iiii. generall ſeſſions of the peace to be holden in the ſame yere. The ſaide iuſtices of aſſiſes, and alſo iuſtices of peace to certifie the ſame proclamacion to the kynges iuſtices of the common place at the ſeconde date of retourne of the terme than nexte folowynge, after whiche proclamacion had made and certified, the ſaide fyne to bee a fynall ende, and to conclude aſwell priuies as ſtraungers to the ſame, excepte women couerte, other than be parties to the ſaide fyne, and euery perſon or perſones than beinge within age, in priſon or out of this realme of Englande, or not of whole memorie at the tyme of ſuche fine leuied. Alſo ſauing to euery perſone or perſones ſuche right, tytle, claime and intereſſe, whiche thei haue to or in the ſaide landes tenementes and other hereditamentes at the tyme of ſuche fyne engroſſed, ſo that thei dooe purſue their ſaide righte, title, claime or intereſſe by waie of action or laufull entree within fiue yeres nexte after the ſaide proclamacion made had or certified. And alſo ſauinge to all other perſones all ſuche action, righte, tytle, claime, and intereſſe in and to all the ſaide landes, tenementes and other hereditamentes, whiche ſhall growe remaine deſcende or come to them after the ſaide fyne engroſſed, by force of any gifte in taile, or by any other cauſe or matter had or made before the ſaide fyne leuied, ſo that thoſe perſons take their ſaide actions, or purſue their ſaide righte and tytle according to the lawe within fiue yeres nexte after ſuche actions, tytle, claime, or intereſſe, growen, deſcended, remained, or come to them. And alſo that the ſaide perſons and their heires maie haue their ſaide action againſte the taker of the profites of the ſaide landes, tenementes, and other hereditamentes at the tyme of ſuche action to bee taken. And if the ſame perſones at the tyme of ſuche action righte and tytle growen, deſcended, remained or come to them, be couert baron, or within age, or in priſon, or out this lande, or out of whole memory. It is ordeined, eſtabliſſhed and enacted by auctoritee aforeſaide, that their actions righte and title be reſerued and ſaued to them and their heires tyll the tyme thei come and bee at their full age, out of priſon, within this lande, vnmaried, and of whole memory, ſo that thei or their heires take their ſaide actions or laufull entree according to their rihgte and tytle within fyue yeres nexte after they come and be at their full age, out of priſon, within this lande, vnmaried, and of whole memorie, and purſue the ſame actions, or take their laufull entree with effecte according to the lawe of Englande. Alſo by auctoritee of the ſaide

parlyament

parliament it is ordeyned established and enacted, that all suche persones, whiche be couert not parties to the fyne, and euery person beynge within age, in prison, or out of this realme, or oute of whole memorie at the tyme of the sayde fynes leuyed and engrossed, by this acte of parlyamente before excepted, haynge any right or title or cause of action to any of the sayde landes tenementes and other hereditamentes that they or theyr heyres take theyr sayd actions or lawful entre accordinge to their right and title within fyue yeres nexte after that the sayde persons come or be of full age, out of prison, vnimprysoned, within this land, and also beynge of whole memorye. And also sue the same actions and take theyr lawfull entree, and so pursue with effect accordynge to the lawe of the realme of England. And moreouer if they do not and take theyr sayde actions, and also theyr sayde lawefull entree in the maner as is aforesayde, that then they shall be concluded by the sayde fynes for euer, in lyke fourme as they be that bee parties and privyes to the sayde fynes leuyed and engrossed. Also by the sayde auctoritee it is ordeyned and established, that euery fyne, whiche shall be from henceforth leuyed in any of the kynges courtes, of any manors, landes, tenementes or other possessions, after the maner vsage and fourme that fynes hath bene leuyed before the makynge of this acte before rehersed, shalbe of lyke strengthe, effecte and auctoritee, as fynes so leuyed bee or were before the makyng of this acte, this acte or any other act in this parlyament made or to be made notwithstandynge. And that euery person shall be at his libertie to leuye any fyne hereafter as he wyl hym selfe at his pleasure after the makynge contenued and ordeyned in and by this acte, or after the maner and fourme before vsed.

¶ Item in the sayde parlyament were shewed dyuers inconueniencies and discreytes had made and vsed in the sayde realme of Englande in makynge of clothes, for the auoydynge wherof our sayd soueraygne lorde the kynge, by thaduyse and assent of the sayde lordes spirituall and temporall, and at the requeste of the commons in the sayde parlyament assembled and by auctoritee of the same, hath ordeyned established, and enacted, that no person, what so euer he be clothmaker nor other, shall sell nor putte to sale after the feaste of S. Michaell the archaungell nexte ensuynge, any maner wollen clothes called brodecloth, onles the same cloth be before fully watered. Cap. viii. Clothe makyng.

And that euery whole clothe, and also brodecloth, which shalbe made in this realme of Englande after the sayde feaste of saynt Michaell tharchaungell next commyng, after that it be fully wattered redy to sale, shal hold and conteyne in lengthe .xxiiii. yardes, and to euery yarde an ynche, conteinyng the brede of a mannes ynche, to be measured by the creste of the same cloth, and also it shall holde and conteyne in brede .ii. yardes within the lystes by the hole lengthe of the same. Also that euery halfe clothe of the sayde hole clothes to be made after the sayd feast after his full waterynge redy to sale shall hold and conteyn .xii. yardes in lengthe at the leaste with the ynches aforesayde, to be measured by the creste, and .ii. yardes in brede within the lystes. So that alwaies the same halfe cloth do not excede the lengthe of .xvi. yardes, Brode clothes.

des,

des, vpon payne of cuttynge the whole cloth in. iii. peces, and of cuttyng the halfe clothe in. ii. peces. And also to lose for euery whole clothe. vi.s. viii.d. and for euery halfe cloth. iii.s.iiii.d. made, solde, or put to sale after the sayde feast not fully watered, or made after the sayde feast not keppyng theyr measure aboue ordeyned. And if the whole clothe be longer in measure than the sayd. xxiiii. yardes and the ynches aforesayde, and the halfe cloth of the same be longer than. xii. yardes with the sayde ynches, that than the byar of the same hole cloth, shal pay for almuch as it doth excede in the measure of. xxiiii. yardes, and the byar of the same halfe cloth to pay for almuche as it doth excede. xii. yardes. So that alwayes the sayde halfe clothe do not passe the lengthe of. xvi. yardes as aboue is saide. Also that all maner clothes called streytes to be made after the sayde feaste, after theyr full waterynge redy to sale, shall holde and conteyne. xii. yardes in lengthe, and the ynches after the measure aforesayd, and in brede one yarde within the listes, and through out the lengthe of the same, vpon payne of cuttynge of the sayde streyte in. ii. peeces, and also to lose for the same streyt. xx.d. Also that euery clothe called karsey to be made or put to sale after the sayd feaste, after the full watersynge redy to sale, shall holde and conteyne in length. xviii. yardes and the ynches as is aforesaid, and in breade one yarde & a naple at the leaste within the lystes, vpon payne of cuttyng of the sayde karsey in. ii. peces, and to lose for the same karsey. iii.s.iiii.d. All the sayde paynes forfeytures and losses to ren vpon the sellars of the sayde clothes, whiche shalbe made contrarie to this acte. And that euery of the sayd hole clothes, halfe clothes, streytes, and karseys bee perfytly and duely made throughout from one end to the other. Also before the sayde feaste seales shalbe prouyded and ordeyned by the treasorer of England to be printed in leade, hauynge the kynges armes of Englande in the one syde, and in the other syde the armes sygne or token of euery cytee burghe or towne within this realme of Englande, where the cloth is made, hauinge such armes signe or token for a marke or an euydent token and knowledge of the clothe made within euery suche citie borough and towne of this realme, and besydes that seales for euery countie of this realme for the sealinge of al maner cloth made within euery countie, out of cytie borough or towne of the same countie, shall haue on the one syde the kynges armes, and on the other syde the name of the countie printed in the same. And that the treasorer of England for the tyme being or his deputie, after the sayde feaste shall make no person or persons to bee aulnegeour, sealer or kepar of the seale in any parte of this realme, but suche as be expert in makynge of cloth of the sufficiency of an. C. li. at the leaste at the tyme of the sayde deputacion. And that no aulnegeour sealer or kepar of any seale to be prouided as is aforesayd after the sayd feast, shall seale any of the sayd hole clothes, halfclothes, streites, or karseys, but such as shalbe onely made after the same feaste within the countie, cytie, borough, or town where they shalbe deputed aulnegeour, sealer, or kepar, vpon payne to forfeyt to our soueraigne lorde the kynge for euery suche hole cloth contrarye sealed. v. markes, for euery halfe clothe. xxx.s. iiii.d. for euery streyt. xx.s. and for euery karsey.

Straites.

Karsey.

Seales.

Treasourer of England.

Aulnegeour.

karſey. x. s. Alſo that no perſon what ſo euer he be, after the ſayd feaſt, ſhall ſet nor drawe, nor cauſe to be ſet nor drawen in lengthe or breede within this realme of England, any maner of wollen clothes, after that it be fully watered, by teynterynge or otherwyſe, vpon payne to forfeyte the ſame cloth. Alſo that no man of what condicion ſo euer he be, within the realme after the ſaid feaſte, ſhall ſet caſt or put vpon any maner of cloth any flockes or any other diſceytfull thynge lyke, vpon payne of. xl. s. for euery cloth, wheruppon any ſuche perſon ſhall caſt any flockes or ſuche other thynge. Alſo that no clothe maker nor other perſon what ſo euer he be within the ſayd realme after the ſayd feaſt, ſhall ſet or caſt vpon any whyte cloth or karſey any chalke vppon lyke peyne. Alſo that no Sherman nor other perſon after the ſayd feaſt, ſhall were nor cancell any clothes within this realme eexcept ſuche cloth bee before fully watered, vpon peyne to forfeyt. xl. s. for euery cloth as often as he ſhall ſo do. And that no perſone ſtraunger nor other, ſhall ſende nor conuey anye wollen cloth ouer the ſea after the ſayde feaſt, onles the ſame cloth be before fully watered. And after that the ſame clothe be ſo fully watered, that than it ſhal in no wyſe be ſet nor drawen in lengthe nor breade vpon peyne of. xl. s. for euery clothe conueyed or ſent ouer the ſea contrarye to this acte. Alſo that no maner perſon within this realme, after the ſayde feaſt, retayle anye wollen clothe or clothes lynyng nor other, excepte it bee full watered before, and after that it be fully watered it ſhal in no wiſe be ſet nor drawē in length or brede vpon peine to forfeyt the ſame cloth or the value therof. The ſame peyne to ren vpon the ſellar of all ſuche clothes. Alſo our ſayde ſoueraygne lorde the kynge, in eſchewyng of great falſity & diſceyt, whiche hath growen and dayly dothe growe by meane of teyntowrs: by the aſſent and auctorytie aforeſayde hath ordeyned and enacted, that no perſone what ſo euer he be, ſhall kepe haue or occuppe any teyntour, or anye other thynge in his owne houſe or place of his inhabitynge, whereby wollen clothes maye be in anye wyſe drawen out in length or breede, vpon peyne to forfayt. xx. pounde as often as he ſhall do contrarye to this acte, but that all teintours whiche here after ſhalbe vſed or occupied for due ſtretchyng of cloth, onely after that it cōmeth fro the mylle, and before it be rowen, and for none other cauſe, aſwell within the cytie of London as other cities, borroughes and townes of this realme, ſhalbe ſet in open places. And that euery mayre of London for the tyme beyng, and all other mayres and baylyffes, and other gouernours of cyties, burghes, townes, and villages of this ſayd realme, ſhall diligentlie ſurueye and ouerſee that all clothes, whiche ſhalbe put vpon teyntures, ſhall not be drawen out in lengthe and breede otherwyſe than is before reherſed. Alſo that after the ſayde feaſt no ſtraunger ſhal bye any wolle, whiche ſhalbe ſent or ſhall paſſe through the ſtreytes of Marroke by galeys carrakes or ſhippes or other veſſels, ſorted, clacked, or barked, Nor no wolle wherof any lockes or refuſe ſhalbe made, but that the ſame wolle be as it is clipped and purely wound without diſceyt and marchamdiſable after the growynge of the countrey, without any forteyng, berdynge, clackynge of lockes or refuſe therof to be made, as afore is ſayd, vpon payne to forfeyt the ſame wolle and

Sherman.

Teyntour.

Mayre.

wolles.

Straungers.

the double value therof. Moreouer our sayde soueraigne lorde the kynge hath ordeined and enacted by auctoritee aforesayde, that no dyer nor none other person, shall die or cause to be dyed within this realme after the sayde feast, any wollen cloth with orchell or corke, called tarroke, vpon peyne to forfeyt and lose. xl.s. for euery cloth that he or any other for hym or to his vse, shall dye or cause to be dyed. Nor that no maner person after the sayde feaste shall sell or put to sale within this sayd realme, any suche cloth whiche after the sayde feast shalbe dyed with orchale or corke called tarroke vpon payne of forfeyture of such cloth so dyed or put to sale contrary to this acte. This paynes and losse alwaies, to renne vpon the sellar, excepte that corke made within this realme of Englande may be vsed in dyenge vpon wollwardes, and also in dyeng of all suche cloth whiche is made onely of wolwardes, so that the same woll and cloth be perfytly boyled and maddered. Also that corke made in this realme may be put vpon clothe that is perfytly boyled & maddered. Also that no dyer after the sayd feaste shall die any cloth within this saide realme, except the same dyer do dye the sayd clothe and the lyste of the same with one colour, withoute tackynge or sowynge of any bulrusshes or suche lyke thynge vpon the lystes of the same, vpon payne to forfeyt. xl.s. for euery cloth that he shall so die contrarie to this acte. And that no maner person what so euer he be, shal put to sale within this saide realme after the said feast any maner of cloth, which after the same feast shalbe disceytfully dyed, vpon payne to forfeyt thsame cloth or the value therof. The same forfeytures and paynes alwayes to ren vpon the sellar. Also if any of the kynges subiectes, or any other hereafter happen to seyse any wollen clothe otherwyse made or dyed than afore is sayde, than the same subiecte or other shall bryng all the same cloth or clothes so by hym seysed, before the maire, baylyffes, or other gouernour of the cyties, burghes, townes or byllages where any suche seasyng shall happen to be made of the same cloth or clothes there to iudge by the discrecyon of the sayd mayre, baylyffe or other gouernour, callyng to hym or them suche persones as by his or their discrecyons shall seme conuenient, whether the same cloth be otherwyse made, wrought or dyed, than is ordeyned with the actes before recyted. And if it bee iudged by the sayd mayre baylyf or other gouernour, or other persons called to them or any of them, as afore is sayd that the same cloth is made or died and put to sale contrarye to the aforesayd actes, than than the same clothes so seased, and by them iudged as is aforesaide, shalbe cut in. iii. peces in the presens of the sayde maire, baylyffe or other gouernour. The one partie thereof to be delyuered in the escheker by him or them that so shal seyse the same cloth or clothes to the kynges vse. And the second parte therof to be delyuered to the seysour of the same cloth or clothes, and the thyrd parte thereof to be delyuered to the said maire baylif or gouernour, to the vse of the comynaltie where they or any of them be maire, bailiffe or gouernour: The one halfe of all the other fynes, forfeytures and penalties aforesaide, and of euery of them, to be to our soueraigne lorde the kynge, & the other halfe to hym or them of the kinges subiectes that shall seyse the same, or sue for the same by

Orchell.

Corke.

By the statute made in the firste yere of kyng H. the. vii cap. xi. all these forfeitures be geuen onely to the kyng. And By a statute made in the. xii. yere of his reigne they be repeaked. cap iiii.

by action of det, by wryt at the common lawe, or by byll or pleynte after the custome of the cytee towne or porte, where suche fynes, forfeytures and pennalties shall happen to fall or be. And that the defendaunt in any suche action be not admytted to wage or do his lawe. Nor that any protection or essoyn in the kinges seruyce be allowed for any suche defendaunt. Prouyded alwaies that this acte nor any thyng therin conteined, shall not extende nor be preiudiciall to the makynge of any wollen clothe called raye, nor to any cloth made in wynchester or salesburye, vsed to be put and ioyned with ray. The cloth therof commonly vsed to be solde at .xl. s. or within, nor to the makynge of any cloth called berupse, otherwyse called plonkettes turkyns or celestrines with laysed lystes. Nor to any clothes called packynge whytes, nor to the makyng of any clothes called vesses cogwar or worstedes nor to the makyng of any clothes called florences with cremil listes, nor to the makyng of any wollen clothes called bastardes, nor of any clothes called kendales, nor to clothes called sayeyng ware with crempl lystes, laysed lystes or smal lystes, nor to any cloth called fryseware, nor to any of them, nor to the maker or sellar of them. So that the same clothes and euery of them for the kynges honour and profyt of his realme be truely duely and parfytly made, accordyng to the nature and makyng of euery of the sayde clothes.

Cap.xi. Italion marchauntes.

¶Item because our sayde soueraigne lorde the kynge vpon peticion made to him in his sayd parlyament, by the commons of Englande, hath conceyued and vnderstand, that where as marchauntes straungers of the nacyon of Italy, as Venecyons, Florentines, Apulains, Cicilians, Lucaners, Cateloyns, and other of the same nacyon in great nomber, do inhabyte, & kepe houses aswel in the citie of London as in other citees & burghes within this his realme, and do take warehouses & celers, & therin put their wares & marchandises, which they bryng into this sayd realme, & in the said celer & ware houses disceitfully do pake medle & kepe the same til such time the prices ther of be greatly enhaunced for their great lucre, & the same marchaūdises & wares they than sell to all maner people, aswell within the portes where they bring the said wares & marchaundyses, as to other dyuers and many places within this realme aswel by retayle as otherwise. And also do by in the saide portes and other places at their owne libertie, the cōmoditees of this realme and sell the same agayne at their pleasure within the same, as comonly and frely, as any of the kynges liege people dothe, and do not employ a greatte parte of the money cōmyng therof, vpon the commodities of this realme, but make it ouer the sea by exchaunge to diuers other countreis, to the kynges great damages in losse of his customes, oud to the greatte impouerisshinge of his sayd subiectes, of whū they shuld bie the commodities of this realme. And the same marchauntes of Italie, & other marchanntes straungers bee hostes, and take to them people of other nacions, and bee with them daryye, and dooe bye sell and make priuie & secret contractes and bargayns with the same people, to theyr great encreace & profitte, and to the impoztune damage of the kinges sayd subiectes, and contrarie to diuers statutes in this case prouided & ordeyned. Also the sayd marchatūes of Italie to bye in diuers

places within this realme a great quantitie of wolle and wollen clothe and other marchaundiſes of the kynges ſubiectes, and parte thereof they ſell agayne to the ſame ſubiectes and other within this realme, to theyr greatter auauntage, and muche of the ſayde wolles they dooe delyuer to clothemakers, ther of to make cloth at their pleaſure. Moreouer a great numbre of artificers and other ſtraungers not borne vnder the kynges obeyſaunce, do dayly reſorte and repayre to the cytee of London, and to other cyties, burghes and townes of the ſayde realme, and much more than they were wonte to do in tymes paſt, & inhabite by them ſelfe in the ſayde realme within theyr wyues children and houſholde, and wyll not take vpon them any laborous occupacion, as goynge to plough or carte ond other lyke buſynes, but vſe the makynge of clothe and other handycraftes and eaſy occupacions, and brynge and conuey from the parties beyonde the ſea, greatte ſubſtaunce of wares and marchaundiſes to fayres and marketes, and all other places of this realme at theyr pleaſure, and there ſell the ſame aſwell by retayle as otherwyſe, as frely as any of the kynges ſubiectes vſe to do, to the great damage and impoueriſſhement of the kynges ſayde ſubiectes, and will in no wyſe ſuffer nor take any of the kynges ſayd ſubiectes to worke with them, but they take onely into theyr ſeruyce people borne in theyr owne countrey, wherby the kynges ſayde ſubiectes for lacke of occupacion fall into ydelnes, and be theues beggars vacabondes and people of vicyous lyuynge, to the great parturbaunce both of the kynge and of all his realme, and whan the marchauntes artificers ſtraũgers before reherſed, haue gayned within this realme by byeng and ſellyng or by ſuche eaſy occupacyons and handcraftes, great ſubſtaunce of goodes, with the ſame ſubſtaunce they go out of this ſayd realme, to ſuch parties beyond the ſea, as them lyketh beſt, and there ſpendeth the ſame goodes oftentymes amonges the kynges aduerſaries and enemyes, to the gret damage of our ſoueraigne lord the kynge and his ſubiectes, & impouerylhment of this realme, and the cõmons of the ſame. And ſo by the occaſion of the premyſſes, the ſubſtaunce of thinhabitantes in the ſayd cyties burghes & townes now late hath fallen & dayly dothe fall in to great pouertie & decay, to theyr lykely vndoynge, oneles the kinges gracyous ayd be to them in this behalfe ſhewed. Our ſayd ſoueraigne lorde the kyng, of his habundaunt grace wyllyng agaynſt the premyſſes to prouyde remedye in this behalfe, by thaduyſe & aſſent of his lordes ſpirituall and temporal, & at the prayer of the cõmons in the ſaid parliament aſſembled, and by auctoritee of the ſame, hath ordeyned, eſtablyſſhed and enacted, that all marchauntes of the nacyon of Italye before recyted, not made denyzens, whiche haue nowe within this realme wares or marchaundiſes brought from beyond the ſea, and before the feaſte of Eaſter nexte commynge ſhall haue ſhall cauſe the ſame to be ſolde or bartred in gros & not by retayle to the kynges ſubiectes before the fyrſt day of May, whiche ſhalbe in the yere of our lorde god. M.CCCC.lxxxb. and ſhall enploye the money comyng of that ſale before the fyrſte day of May within the ſame porte or portes, where they dooe arryue, vpon the cõmodities and marchaundyſes of this realme. Theyr reaſonable,

Artificers.

Wares or marchaundiſes brought from beyond the ſea.

lonable costes and expences alwayes except and deducted, vpon payne of forfeyture of the value aswell of all the sayde wares and marchaundises kepte and not solde before the sayd fyrste day of May, or otherwyse solde than is aboue reherced, as of asmuche money as shalbe so made ouer by exchaunge contrarie to this acte. And also that all the marchauntes of Italye, whiche after the feaste of Ester next comminge shall bryngе any marchaundises or wares in to this realme to be solde, shall sell or barter the sayde wares and marchaundises in grosse and not by retayle to the kynges subiectes, vpon payne of forfeyture of the value of the same wares and marchaundises which they (as afore is sayde) shal bryng after the sayd feast of Ester. And the sayde marchantes, which shall bryngе in suche wares or marchaundises after the sayde feaste of Ester to sell or barter, shall sell or els barter the same within viii. monethes next after theyr fyrste arryuall in this realme, in the fourme aforesayde, and shall employe the money comming of or by the sayde sale or barterynge and euery of them. and with the same bie the commodities or marchaundises of this realme within the sayde. viii. monethes in the sayde porte or portes where they do fyrste arryue. Theyr reasonable costes and expenses alwayes excepted and deducted, and in no wyse to make ouer suche money by exchaunge. And that the sayde marchauntes do in no wise sell nor barter within the saide realme, their sayde wares and marchaundyses, whiche remaineth vnsolde after the end of the said. viii. monethes, but cary and conuey the same out of this realme within. ii. monethes nexte ensueynge after the saide. viii. monethes, if wynde and tyme wyll that suffer, and other wyse as sone as wynde and tyme wyll suffer them after the sayd. ii. monethes, vppon payne of forfeyture aswell of asmuche money as so shalbe made ouer by exchaunge, as of the saide wares and marchaundises so solde or bartred after the ende of the sayde. viii. monethes not caried nor conueyed out of this saide realme in the fourme aforesayd, or the value therof. The penalties forfeiture and losses all the prempsses alwaies to ren and be vpon the sayd marchauntes of the nacyon of Italie, doynge contrarie to this acte. Prouyded alwaies that it shall be lawfull to the sayde marchauntes of the nacyon of Italie, al suche wares and marchaundises and euery parcel thereof, whiche after the feast of Ester nexte cõming shalbe brought at lybertie to any other port or portes of this ralme of Englãd to be sold to conuey the same wares & marchaundises at their liberties to any porte or portes or other place within this realme, and there to sell the same as afore is saide, so that thei sell or barter the same marchaundises or wares in the realme within. viii. monethes next after their firste arriuayl in any of the saide portes of this realme And also that no marchaunt straunger, of what countrey so euer he be, shall be hoste or take to fotorne with him in the sayd realme any marchaunt stranger, not beynge of his nacyon or countrey, vpon peyne of. xl. li. Also that none of the saide marchauntes of Italie, not made denizen, shall sell or barter any wollen clothes, wolles or other marchaundises in this sayde realme, whiche the same marchauntes of Italie shall bie within this saide realme. Nor that the same marchauntes nor none other for them, shall delyuer any

By the statute made in the fyrst yere of kynge H. the. viii. ca. xi. all these forfeytures be geuen onely to the kynge.

wolken cloth.

woll to any person, therof to make cloth in this realme, but shall haue and conuey the same wollen cloth, wolles, and other marchaundises ouer the sea by the streytes of Marroke, vpon payne to forfeyt the value of all the wollen cloth, wolles, and other marchaundises, whiche by them shall be so solde or delyuered, in whose handes they shalbe founde. The forfeiture of the same to renne and be vppon the marchaunt straunger. Moreouer that no person, not borne vnder the kynges obeysaunce as afore is sayde, shall not exercyse nor occuppye any handye crafte or the occupacion of any handcraftyman in this realme of England, but that all suche persones, whiche after the sayde feaste of Ester, commeth in to this realme, euery of them shall departe in to theyr owne countrey agayne, or els be seruauntes to such of the kynges subiectes onely, as be expert and cunnynge in such feites artes & craftes, whiche the sayd straungers can occuppye, vpon payne of forfeyture of all theyr goodes, which shal come & dwel in this realme contrarye to this acte, in whose handes so euer they shalbe found. Also that no person, not borne vnder the kynges obeysaunce, nor made denyzen, beynge artificer or handcraftyman, after the sayde feast of Ester, nor yet none other for hym or to his vse, shall make any cloth, or put any woll to worke to make cloth in this realme, vpon payne to forfeyt the same cloth or clothes made contrarye to this acte. Also that all persons not borne vnder the kinges obeisaunce, beinge artificers or hand craftimen at the day of the makyng of this act dwellynge in this sayd realme, nor none other suche artifycers or handcraftyman, whiche hereafter shall inhabyte and dwel in the same, which after the feaste of the Annũciacion of our lady next comming, shal vse, exercyse, or occupy the feyt of marchaũdyse of any manet wares within this realme, shall sell or barter the same wares or marchaundises in gros and not by retaile, in the porte towne or place where the same artificers be or shalbe dwellyng, and in none other place vpon payne of forfeiture of the value of all the wares and marchaundises sold contrary to this act, also that no person not borne vnder the kinges obeisance inhabiting dwelling, or holding any great house or chaumber in this realme and occupieng any handy crafte, or beyng artificer or handcraftyman after the sayd feast of the Annunciacion of our ladye nexte comming, shal take any
Appzentices. appzentice seruaunt or other person to worke with hym, or to his vse, oneles it be his sonne or his doughter, other than at the said feast shalbe appzẽtices or seruauntes with him, excepte that the same appzentyse or seruauntes so to be taken by the kynges subiectes borne, vpon payne to forfeit & to lose for euery appzentyce or seruaunt taken contrarye. xx. li. The one halfe of all the sayde fynes forfeytures and penalties, and of euery of them, to be to the kynge, and the other halfe to be to him or them that will seyse the same, or pursue for the same by action of det, by byll at the common lawe, by byll or pleynt after the custome of the cytee or towne, where suche fines, forfeytures or penalties hereafter shall fall and be. And that the defendaunt in any such actyon shall not be admytted to wage or do his lawe, nor no protectyon nor essoyn of the kynges seruyce shalbe allowed for any suche defendaunte in the same. Prouyded alwayes that this acte, or any parcel therof, nor none other

acte

acte made or to be made in the sayd parlyament, shal not extend or be in preiudice, disturbaunce, damage or impediminte to any artificer or marchaunt straunger, of what nacion or countrey he be or shalbe of or for bryngynge into this realme, or sellyng by retayle or otherwyse, anye bookes written or prynted, or for the inhabityng within this sayde realme for the same intente, or any scriuener, alluminour, redar or prynter of suche bookes, whiche he hath or shall haue to sell by waie of marchaundise, or for theyr dwellynge within this sayde realme for the exercyse of the sayde occupacions. This acte or any parte therof notwithstandynge.

Bookes.

Printer.

This laſt proviſo was repealed 1. ppp. H. viii. Cap

CItem where in the parlyamente holden at westmynster, the. xx. day of Januarie, the. xxii. yere of the reigne of kyng Edward the. iiii. it was ordeyned & established by auctoritie of that parliament, that no marchaunt estranger, after the feast of Easter then next cõmyng, shulde bryngе into this realme of England to be sold any cordes, gyrdels, rybandes, laces, call silke or colleyn sylke, threde or wrought, vpon peyne to forfaite the same, in whose handes so euer it be founde: The one moytie of the saide forfaiture to be to the kynge and the other moytie to hym or them of his subiectes that shall seise the same, or wyll pursue for the same by action of dette, by wrytte at the common lawe, by byll or playnt, after the custome of the cytee or towne, where it shal happen here after any suche forfeyture to fall or be: And that the defendante in anye suche actyon be not admytted to wage or do his lawe: Nor that anye protection or essoyne of the kinges seruyce for any suche defendaunt be allowed. The sayd acte to endure for. iiii. yeres than nexte ensuynge the sayde feaste of Easter. Our sayde soueraygne lord the kynge that nowe is, at the prayer of the sayde commons, hath ordeyned by auctoritee of the same parliamente, that the sayde acte and ordinaunce be and remayne good and effectuall tyll the ende of the sayd. iiii. yeres: and from the ende of the sayde. iiii. yeres, vntill the ende and terme of. x. yeres than nexte ensuyng.

Cap. x

Tylke.

Workes.

Marchaunt. straungers.

CItem it was shewed in the sayde parlyament by the bowers inhabitynge within the cytees townes and burghes of this realme, occupienge artylarye parteynynge to the same for the defence of this realme, that where as in tymes paste good and able stuffe of bowstaues hathe bene brought into this realme, aswell by englysshe marchauntes as straungers, wherby the inhabytauntes bowyers myght competently lyue vpon suche stuffe, whiche they bought at. xl. s. the hundred, or. xl vi. s. viii. d. at the moste, nowe it is so, that by the sedicyous confederacye of Lombardes, vsynge to dyuers portes of this realme, The bowstaues be nowe at suche an outragious pryce, that is to saie, at. viii. li. the hundred, where they were wont to be solde at. xl. s. And also they wyll not suffre any garbelyng to be made of them, but sel good and euyll at suche an excessyue pryce together vngarbled, that by lykelyhode in shorte tyme this realme is lyke to fayle aswel of stuffe of artylarie as of workmenne therof, onles due remedye be in this behalfe shortly found and hadde: wherfore our said souereigne lord the kynge, by the assent of the sayd lordes spirituall and temporall, at the prayer of the sayd commons in the sayde parlyament assembled, and by auctoritee of the same hath ordeyned, established

Cap. xi.

Bowſtaues.

and

Marchaunt.

and enacted, that no marchaunt of Uenyce nor other, which vseth to repayre into this realme with marchaundises of thoses parties, shal bring nor conuey into this realme anye marchaundises, onles the same marchauntes dooe bryng with euery butte of malueste, and with euery but of Tyre, ten bowstaues good and able stuffe, vppon peyne of forfayture of. xiii. s. iiii. d. for euery butte of the sayd wynes so brought and conueyed, and not of the sayde number of bowstaues with the same butte. The one halfe of the same forfayture to be to our soueraigne lorde the kynge, and the other halfe to the partie whiche will therfore sue. And that no suche bowstaues be solde vngarbeled, and but onely to such person or persons which is or shall be borne vnder the kynges obeysaunce. This acte to begyn and to take effecte at the feast of saynt Michaell nexte commyng.

Cap. xii.

Item it was shewed in the same parliament by the artificers of the sayde realme of Englande, aswell of the cytee of London, as of other cyties, townes, boroughes, and villages of the same realme, that is to saye, gyrdelars, poyntemakers, pynners, pursers, glouers, lorymers, peynters, carde makers, wyremonges, weuers, horners, botelmakers and coppersmithes, that where as they were wont in tymes paste to be greatly set a worke and occupied in the sayde crattes, for the sustenaunce of them selfe, theyr wyues, chyldren, apprentyces, and seruauntes, and many other of the kynges subiectes. Now so it is, that by marchauntes straungers denyzens and other, there is brought into this parties from beyond the sea to be sold within this realme of England, asmuche wares as may be wrought and made by the artificers aboue rehersed, that by reason therof the people of straunge countreys, where the sayde wares be made, be greatly occupied and encreased, and the sayde artifycers in this realme greatly empouerysshed, and without the kynges grace shewed to them in this behalfe are lyke to be vndone for lacke of occupacyon. Our sayd soueraygne lorde the kynge consyderynge the premisses, by thaduyse and assent of the lordes spirituall & temporal, and at the prayer of his commons in the sayd parlyament assembled, and by auctoryte of the same hath ordeyned and prouided, that no marchaunte straunger, after the feast of Ester nexte cõmyng, shall bryng into this realme of Englande to bee solde any maner gyrdels, nor no harneys wrought for gyrdels, poyntes, lether laces, purses, powches, pynnes, gloues, knyues, hangars, taylours, sheres, sysours, aundyrons, cobbardes, tonges, fyrefornes, gredyrons, stocklockes, keyes, henges and garnettes, spoones, peynted glasses, peynted papers, peynted forcers, peynted ymages, peynted clothes, beten gold, or beten syluer wrought in papers for peyntours, sadels, saldeltres, horseharneys, botes, byttes, stryroppes, bocles, cheynes, laton nayles with yron chaunkes, turnettes, hangyngcandelstyckes, holy water stoppes, chafyngdysshes, hangyng lauers, curteyne rynges, cardes for wolle, Roane cardes, claspes for garmentes, sheres, bukkels for shoes, broches, belles, hawkes belles except tynnen and leaden sponnes, wyre of latton and yron, yron candelstyckes, grates, hornes for lanternes, or any of the sayde wares made and wroughte parteynyng to the crattes aboue specified, or to any of them, vpon peyne to forfayte

wares wrought and brought frõ beyond the sea.

Marchaunt straungers.

forfayt all the sayd wares so brought into this realme contrary to this acte, or the value of the same, in whose handes they or any of them shalbe founde: The one halfe of suche fynes and forfaytures to be to the kynge, and the other halfe to him or them that shal sease or pursue for the same by action of det, by wryt, or bill at the comen lawe, or by bill or playnt after the custome of the cytee or towne where any such fynes, forfaytures and penalties shall hereafter happen to be or fall. And that the defendaunt in suche action be not admitted to wage his lawe: Nor that anye protection or essoyne in the kynges seruyce shalbe allowed in the same for any suche defendaunt.

Cap. xiii. Butte of Malueseye.

Item vpon greuous complaint made to our soueraigne lorde the kynge in the sayd parlyament by the commons of the same, of the defautes of buttes of malueseye and other vessels of wynes and oyle: Our sayd soueraygne lorde the kynge, by the aduyse and assent of the sayde lordes spirituall and temporall, and at the supplicacyon of the sayde commons in the sayde parliament assembled, & by auctorite of the same hath ordeyned, established and enacted, that no maner marchaunt nor other person from the feast of saynct Michaell tharchaungell nexte comyng, shal bryng nor cause to be broughte into this realme anye butte of malueseie to be solde, oneles it do conteyne in measure at the lest. C. xxvi. galons, nor no maner of vessels with any maner wynes, of whose so euer they be, or of what countrey they bee, nor no maner of vessels of oyle, onles the same vessels of wyne or oyle do conteyne & holde the measure and assyse folowynge, that is to say, euery tonne to conteyne. xii. score galons and. xii. And euerye pype to conteyne. vi. score and. vi. galons. Euery tercian to conteine. iiii. score and. iiii. galons. And euerye hoggeshed to conteine. lxiii. galons. And euery barell to conteyne. xxxi. galons and an halfe. And euery roundlet to conteyn. xviii. galons and an halfe, accordynge to the alde assyse and measure of the same vessels vsed in this realme. And that al the vessels of wyne and oyle brought into this realme after the sayde feast to be solde, shall not be put to sell after the same feast, tyll they bee well and truely gawged by the kynges gawgeour, or his sufficient deputye, vpon peyne to forfait to the kinge all the saide wynes and oyle solde contrarye to this present ordinaunce, or els the value of the same. And in case that any maner person, of what countrey he be from henseforth do sell to anie of the kynges lyege people for any certeyne pryce assigned any butte, tonne, pipe, tercyan, hoggeshed, barell or roundlet of any maner wyne or oyle, lackyng any thyng of the sayde assyse or measure, that the sellar shall allowe or rebate at the same pryce to the byar of such wyne or oyle asmuche money as suche lackyng after the rate shall amount to, vppon peine to forfaite to our soueraygne lorde the kynge the value of all the wine and oyle so solde contrarye to this present ordinaunce. Any priuei couenaunt or contracte made or to be made betwixte the biar and the sellar contrarie to this ordinaunte in any maner, notwithstandinge.

Measure of vessels.

Gaugeour.

Cap. xiiii. Dismes.

Item where as the clergie of the prouinces of Canterburie and Yorke hath before this time dyuers times graunted to the kinges progenitours in their conuocacions, dismes to be leuyed of their goodes and possessions

and

and ofter that they do appere before the barons of the kinges eſcheker, and the names of the collectours for the ſame graunt be certified in the ſayde eſcheker, whan the ſande collectours doth appere before the barons of the eſchequer, and entre into their accompte for the ſayde dyſme, that than the ſayde collectours be often charged, uexed, and troubled with bylles put by other perſones agaynſt them for other cauſes and maters than touchynge the ſayd accompte, and by occaſion therof oftentymes they fall to great pouertye, and cauſeth the ſayd accompte to be .ii. or .iii. yeres hangyng, and the diſmes not contented, to the kinges great damage and the ſayde collectours alſo. It is therfore ordeyned and eſtablyſſhed by auctoritee of this preſent parlyamente, that from henſforth if anye dyſme or any parte of a dyſme bee graunted by the prouynce of euery of the ſayd clergies to the kynge our ſoueraigne lorde, or to his heyres, that after the ſayd certificat in the eſcheker for the dyſme or parte of the dyſme, and of the names of the collectours for the gatherynge of the ſame dyſme: that if the ſayde collectours come by proces before the ſayde barons of the eſcheker, and entre in their accompte, that they ſhal not be bounde to anſwere to the ſaide byl or billes there put againſt them, by reaſon of the ſayd entre in their accompte for any maner cauſe, but onely for the matter touchynge the ſayde accompte. Prouyded alwayes that if the ſayd accomptaunt be ſued in any other courte by writ byll or pleynte, that than he ſhall take no preuylege of the ſayde eſcheker by reaſon of the ſayde accompte for any ſuite, as before is reherſed.

Collectours.

Eſchequer. Accompt.

Cap. xv. Item for certeyn great cauſes and conſideracions touchynge the ſuertye of the kynges noble perſone as of this his realme, by the aduyſe and aſſente of his lordes ſpirituall and temporal, and the commons in this preſent parliament aſſembled, and by auctorite of the ſame. It is ordeined eſtablyſſhed and enacted, that all letters patentes, ſtates confyrmacyons and actes of parlyament of anye caſtels ſeignowries, maners, landes, tenementes, fermes, feefermes, fraūchiſes, liberties, or other hereditamentes made at any tyme to Eliſabeth late wyfe of ſyr Johū Gray knyght, and now late callinge her ſelfe queene of England, by what ſo euer name or names ſhe be called in the ſame, ſhalbe from the fyrſt day of May laſt paſt vtterly voyd, adnulled, and of no ſtrengthe nor effecte in the lawe. And that no perſon or perſons bee charged to our ſayde ſouerayngne lorde the kynge, nor to the ſayde Elyſabeth, or for, for any iſſues, profites, or reuenues of any of the ſayde ſeygnowries, caſtelles, maners, landes, tenementes, fermes or other hereditamentes nor for any treſpas or other intromittynge in the ſame, nor for anye by fuertye by perſone or perſones to her or to her vſe made by them before the ſayde fyrſt daie of May laſt paſſed, but ſhalbe therof agaynſte the ſayd kynge and the ſayde Eliſabeth clerely diſcharged and acquyte for euer.

Lady Eliſabeth Gray.

Thus endeth the ſtatutes made in the fyrſt yere of king Richard the thyrde.

UMI

THE KYNGE OVR SOVERAIGNE LORDE HENRY THE. VII. AFTER THE CONQVEST BY THE

grace of god kyng of Englande and of Fraunce, and lorde of Ireland, at his parliament holden at Westmynster, the. vii. day of Nouembre, in the fyrste yere of his reigne, to the honour of god and holye churche, and for the comon profite of the realme, by the assent of the lordes spirituall and temporall, and the commons in the said parliament assembled, and by auctorite of the said parlyament, hath do to be made certayne statutes and ordinaunces in maner and fourme folowynge.

Cap. i. Fourmedone. Feoffementes. Pernour des profytes.

FYRSTE that where diuers of the kynges subiectes hauing cause of action by Fourmedone in the discendre, or els in the remaindre, by force of any tayle, and for landes and tenementes, be defrauded and delayed of their said actions and oftentimes without remedy, bycause of feoffementes made of the same landes and tenementes to persons vnknowen, to thentent that the demaundantes shuld not knowe agaynst whom thei shall take their actions: It is ordeined, stablysshed, and enacted, by the aduyse of the lordes spirituall and temporall, & the commons in the said parliament assembled and by auctorite of the same, that the demandant in euery such case haue his action agaynst the pernour or pernours of the profites of the landes or tenementes demanded, wherof any person or persons ben enfeoffed to his or their vse. And the same pernour or pernours named as tenaunt or tenantes in the said action, haue the same vouchers, and their lyen there vpon aide prayer and all other aduantages, as the same pernour or pernours shulde haue had if thei were tenauntes in dede, or as their feoffes shuld haue had, if the same action had ben conceyued against them. And if it fortune any persone to decease, so hauing feoffes to the vse of him, or of his heyres, the said heire being within age, against whom such action is brought as pernour: than the same heyre haue his age in the said action conueyed against hym, & al other auantages, as if his auncestor had died seased of the said landes and tenementes so in demaunde. And also it is ordeined by the saide auctorite, that all recouerers, as shal be in any such actions agayn such pernour or pernours, and their heyres, and their saide feoffes and their heires, and the cofeoffes of the said pernours and their heyres, shall be as good to the recouerers and their heires, as though the said pernour or pernours were tenãtes in dede, or feoffes to their vse, or their heyres, as is aboue saide, of the freehold of the saide landes and tenementes, at any tyme of the said action vsed.

Cap. ii. Straungers made denysens.

¶Item where in tyme paste diuerse grauntes haue be made by kynge Edwarde, as well by his letters patentes as by actes of parlyament, to diuerse marchauntes straungers, borne out of this realme, to be denyzens, wherby thei haue and reioyce suche fredomes and liberties, as doth denyzens borne within this realme, as well in abatemente of their custome, whiche they shoulde bere, if thei were no denyzens, as in byenge and sellynge of theyr marchaundile, to their greate auayle and lucre. And ofte tymes suffer other

straungers not denyzens deceitfully to shyppe, and cary great and notable substaunce of marchandise, in their names, by the whiche the said goodes be free of custome in like wise, as thei were goodes of a denyzen, where of right thei ought to paye custome as the goodes of strangers, by the whiche thei be greatly auaunsed in richesse and honour. And after thei be so enriched for the moste parte thei conuey their selfe with their saide goodes in to their owne countreis; wherin thei be naturally borne, to the great enpoyrshynge of this realme, and to the great hurte and defraude of the kynges highnes in payemente of his customes. Wherfore it is enacted stablished and ordeined by the aduyse of the said lordes spirituall and temporall and commons in the saide parliament assembled, and by auctoritie of the same, that anye person made or hereafter to be made denyzens, shal pay for his marchaundise lyke custome and subsidie, as he ought or shuld paye afore that he were made denyzen, any letters patētes or other ordinaunces by parlyament or other wise, contrary to this made, not withstandynge.

Custome.

Cap. iii. ¶ Item the king our souerayne lorde, by the aduise of the lordes spirituall and temporall, and at the prayer of the cōmons in the said parliament assembled, and by auctoritie of the same hath enacted, ordeined, and stablished, that no protection be hereafter alowable, ne alowed in the court before the mayre constables and felosshyp of marchauntes of the staple at Calais, ne in the court before the lyeutenaunt constable and felosshyp of marchantes of the same staple, ne in the court before the mayre and his bretherne of the same towne of Calais, nor in any other court or courtes within the same towne, or marches there, in any action sued, or hereafter to be sued by any of the saide marchauntes, their factours, seruauntes, or attourneys, agaynste any of the saide marchauntes, their factours, seruauntes, or atturneys.

Protection. Calais. Staple.

Cap. iiii. ¶ Item for the more sure and like reformacion of prestes, clerkes, and religious men, culpable or by their demerites openly noysed of incontinent lyuyng in their bodies, contrary to their order: It is enacted ordeined and stablished by the aduise and assent of the lordes spirituall and temporal, & the cōmons in the said parliament assembled, and by auctoritie of the same, that it be laufull to al archebisshops, and bysshops, and other ordinaries hauyng episcopall iurisdiction, to punisshe and chastice, prestes, clerkes, and religioule men, beinge within the boundes of their iurisdiction, as shall be committed afore them by examinacion, and other laufull proofe, requisite by the lawe of the churche of aduoutry, fornicacion, incest, or any other fleshly incontinency by committynge them to warde and prison, there to abyde, for suche tyme as shal be thought to their discrecions conuenient for the qualitie and quantite of their trespas. And that none of the saide archebysshoppes, bysshoppes, or other ordinaries afore saide, be therof chargeable, of to or vpon any action of false or wrongful imprisonment, but that thei be vtterly therof discharged in any of the cases afore saide, by vertue of this acte.

Incontinencye of prisstes.

Ordinaries.

Cap. v. ¶ Item that where tanners in diuerse parties of this realme, vsen within them selfe the mistery of currieng and blackyng of leather insufficiently, and also lether insufficiētly tanned, and the same lether so insufficiently wrought as well

Tanners.

as wel in tannyng as in currienge and blackynge, they put to ſale in dyuers fayres and markettes, and other places, to the great diſceyte and hurt of the kynges liege people. And alſo where it was ordeined and ſtabliſhed, at the parliament holden at weſtminſter, the ſeconde yere of the reigne of kynge henry the vi. among other that no cordner, nor none other to his vſe, ſhulde occupie the miſtery of a tanner, while he occupied the miſtery of a cordener vnder peine of forfaiture of euery hyde ſo tanned by hym, or by any other to his vſe. vi. s. viii. d. And that euery tanner ſhoulde alſo forfaite for euerye hyde by hym tanned inſufficiently, vi. s. viii. d. as in the ſame ſtatute more plainely appeteth. The kynge our ſoueraygne lorde, of his noble grace, by the aduyſe and aſſent of the lordes ſpirituall and temporall, and at the prayers of the commons in this preſent parliament aſſembled, and by auctorite of the ſame parliament, in eſchewynge of all ſuche deceytes, hath ordeyned and ſtabliſhed, that the ſaide ordinaunce, made in the ſeconde yere of kynge henry the fyfte, be and ſtande in his full force and ſtrengthe, and be putte in due execution in all poyntes. And ouer that by the ſaide aduiſe and auctorite hath ordeined and ſtabliſhed, that no tanner, whyles he occupieth the myſtery of a tanner, nor none other to his vſe, from the feaſte of the Aſcencion of our lorde nexte commynge, vſe the myſtery of corrour, nor blacke no lether to be put to ſale, vnder the peyne of forfayture for euerye hyde, by the ſayde tanner ſo corryed. vi. s. viii. d. And that no corryer of lether take vpon hym to cory any hyde of lether, but ſuche as is afore ſufficiently tanned, vpon peyne to loſe for euery hyde ſo coryed. iii. s. iiii. d. the one parte of the ſame forfayture and paynes to hym that fyndeth it and proueth it before any iuſtice of peace, or before baylyffe, ſhyryffe or ſhyreffes, or other chiefe gouernour of any citie, borroughe, or towne of the .v. portes. And the other halfe of the ſame forfaitures and peines, out of the cities, borroughes, or the townes of the ſaide. v. portes, to the kynge our ſaide ſouereigne lorde. Sauynge to euery lorde ſpirituall or temporall, and all other the kynges liege men, their fraunchyſes for any thynge conteynynge the ſame: And within cities, borroughes, and townes of the ſaide. v. portes, to the vſe of the commynalty of the ſaide cities, borroughes, and townes. And that noo tanner from the ſaide feaſte of the Aſcencion, nor none other to his vſe, put any lether to ſale in any fayre or market, or in any other place, but red as it commeth from the tanne, vpon peine of forfayture of the ſame lether. And that forfaiture in ſuche places as is aforeſaide founde, to be deuyded in maner and fourme as is aforeſaide. And alſo that no coryer occupy the miſtery of a tanner, whiles he occupieth the miſtery of a coryer, vpon peyne of forfaiture for euery hide by hym ſo tanned, or by any other to his vſe. vi. ſhillinges, viii. d. The one halfe to the kynge our ſoueraygne lorde, and the other halfe to hym that wyll ſue therfore in his owne name by action of dette at the common lawe, or by any plaint in any citie, borroughe, or towne of the .v. portes aforeſaide.

Corduiner.

Leather.

Corrar.

And that no tanner from the ſaide feaſte tanne any ſhepes ſkynnes, vppon peine of forfaiture of. xx. d. for euery ſhepes ſkynne ſo by hym tanned. And that the iuſtices of peace in euery ſhyre, and mayres and other gouernours

Iuſtices of peace

within the saide cities, boroughes and townes, haue power to enquere here and determyne all the saide defautes, and to put this ordinaunce in euery article in due execution.

Cap. vi. ¶ Item by the kynge our saide soueraigne lorde, by the aduyse and assent of the lordes spirituall and temporall, and the commons in this his presente parlyament assembled, and by auctoritie of the same: It is ordeyned establisshed and enacted, that all and syngular persons commynge nowe late with the kynges hyghnes fro beyonde the sea into this his realme, takynge his partie and quarell, in recouerynge and obteynyng of his iuste title and right to this his realme of Englande, and also all other suche maner person or persones beinge in sainctuary, or in hydell for his quarell and tytle aboue saide. And all other persones beinge in the fielde in battell seruynge his grace, takynge his partie and quarell agaynste his ennemyes there, be vtterly discharged quyte and vnpunyshable for euer by waye of action or otherwise by course of his lawes of this his realme or otherwyse, of or for any maner murdre sleinge of men or of takynge or dispoylynge of goodes, or any other trespaces, done by them or any of them, or to any person or persones of this his realme being with his ennemy Richard late duke of Gloucester, vsurper of this his realme, agaynste his moste royall persone, his banner displayed in the same fielde, and in the day of the same fielde. And that for any goodes taken or trespas done beside the daye of the fielde, by any of the persons being with the kyng or in sainctuary or hydel, as is aforesaide, from the feast of the Assumption of our lady last past, vnto the feast of Myghelmas then next ensuynge, to any of the seruauntes, councellours, officers, or ministers of the said late Duke, none action be mayntayned, ne maintenable againste them or any of them, without the kynges special licence in that behalfe obteyned. Prouided alway that this present acte extende not, nor in any wise be auayleable to any person or persons aboue specified, in or for any murder or rape of any other than was done the day of the saide fielde, or any dismi committed or done by them or by any of them in any wise. Prouided also, that this act extend not, nor be preiudicial to any person or personnes, whiche had the saufgarde of the kyng our souerayne lord, general and special, for any robberies, trespas, or any other iniuries done or committed to them or any of them, after the safgarde made vnder his priuie seale and signet, or other warrant sufficient. Prouided alway that this act, ne none other in this present parliament made or to be made, be not hurteful ne preiudiciall vnto Elizabeth windesore wyndow, late wife of Thomas windesore esquier, Edward Cheseman, and sir John Coket preistes, executours of the testament of the saide Thomas windesore, or for any robbery, trespas, or other offences done vnto the said Thomas in his life: but that the said Elizabeth, Edwarde, and John Coket may haue and pursue action or actions against al maner person or persons iointly and seuerally for the said robberies, trespasses, and offences, and eche of them, by what so euer name or naines the said Thomas windesore, the said Elizabeth Edward Cheseman, and John Coket was or be named: this act or any other act in this present parliament made or to be made not withstanding.

Fielde.

¶ Item

Cap. vii. Hunters disguysed.

Item for as muche as afore this tyme diuerse ordynaunces and statutes haue be made in diuerse parlyamentes holden in the same realme, for the punicion of inordinate & vnlauful huntynges in forestes, parkes, and in warrennes within the sayde realme, whiche statutes and ordynaunce not withstanding, diuerse persones in great number, some with paynted faces, some with vysours, and otherwise disguysed, to thentent they shoulde not be knowen, ryottously and in a maner of war arayed, haue oftentymes in late dayes hunted, as well by nyght as by day, in diuerse forestes, parkes, and warens in diuerse places of this realme, and in especiall in the countie of Kent, Surrey and Suller, by colour wherof haue ensued in tymes paste great and heynous rebellions, insurrections, ryottes, robberies, murders and other inconueniences, to the preuaricacion and ensaumple of ryottes and euyll disposed persons of this realme in soo offendynge, whiche offences coulde not be punyshed afore this time, accordyng to the said statutes ordinaunces and lawes of this said realme, bycause that the said misdoers, by reason of their painted faces, visours, and other disguisynges, could no be knowen: The kynge our soueraigne lorde, of his noble and abundaunt grace, in considerynge of the premysses, by the aduyse and assent of the lordes spirituall and temporall, at the supplicacion of the commons in the sayde parlyament assembled, and by auctorite of the same ordeyneth, that at euery suche tyme as informacion shalbe made of any such vnlauful huntinges by night or with paynted faces, hereafter to be done to any of the kynges councell, or to any of the iustices of the kynges peace, of the countie where any suche huntynges shal be had, of any person to be suspect therof: that then it shalbe lawful to any of the same councell, or iustices of peace, to whom any such informacion shalbe made, to make a warrant to the shireffe of such countie, or to any constable, bayliffe, or other officer within the same countie, to take and areste the same person or persons, of whom any such informacion shal be made. And to haue hym or them afore the maker of the sayde warrant, or any other of the kynges sayde councel, or iustices of his peace of the same countie. And that the said councellour or iustice of peace, afore whom suche person or persons shall be brought, by his discrecion haue power to examine him or them, so brought afore the said councellour or iustice, of the said huntynge, and of the said doers in that behalfe. And if the same person wylfully concele the sayde huntynges, or any persone with him defectiue therin, that then the same concelemente be agaynst euery such person so concelynge, felony, and the same felony to be enquyred of and determined, as other felonies within this realme haue vsed to be. And if he then confesse the truthe, and all that he shall be examyned of and knoweth in that behalfe, that then the said offences of huntynges by him done be against the kinge our soueraigne lord but trespas tynable. by reason of the same confession at the nexte generall sessions of the peace, to be holden in the same countie by the kynges iustice of the same sessions there to be cessed. And if any resistasse or disobeysaunce be made to any persone, haynge auctorite to do execucion or iustice by any suche warrant, by any person, the whiche so shoulde be arrested, So that the execucion of the same warrant therby be not hadde,

Felony.

Rescuse.

that then the same refusall and disobeysaunce be felony, enquirable, and determynable as is aforesaid. And ouer this it is enacted and stablysshed by the saide auctoritie, that if any person or persones hereafter to be conuict of any suche huntynges, with painted faces, visours, or other wyse disguised, to the entent thei shuld not be knowen, or of vnlawful huntynge in time of nighte, that then the same person or persons so conuicte, haue lyke punicion, as he or thei shuld haue, if he or thei were conuicte of felony.

Visours.

Cap. viii.

Item in the saide parliament it was called to remembraunce of the great minisshinge and decay, that hath ben now of late tyme of the nauy within this realme of Englande, and ydelnesse of the mariners within the same, by the which this noble realme within shorte processe of tyme, without reformacion be had therin, shal not be of habilitie and power to defend it selfe. Wherfore at the prayer of the said commons, the kyng our soueraygne lorde, by thaduyse of the lordes spirituall and temporall, in this saide present parliament assembled, and by auctoritie of the same: hath enacted, ordeyned, & establisshed, that no maner of person, of what degre or condicion that he be of, bie or sell within this said realme, Irelãde, Wales, Calais, or the marches therof, or Berwike, from the feast of Myghelmas nexte now comming any maner wynes of the growynge of the duchy of Guien or of Gascoyne, but suche wynes as shall be auentured and brought in an Englysshe, Irysshe, walshe mannes shyp or shyppes, and that the maryners of the same be Englysshe, Irysshe, or walshemen for the more partie, or men of Calais, or of marches of the same, and that vpon peine of forfaiture of the same wynes so boughte or solde contrary to this acte, the one halfe of that forfaiture to be to the kyng our soueraine lord, and that other halfe to the fynder of that forfaiture. This acte & ordinaunce to endure betwyxte this and the begynning of the next parlyament. Sauyng alway to the kinge his prerogatiue.

Shippes. Mariners.

Cap. ix.

Item that where in the parlyament late holden at Westmynster, the. xx. daye of January, the. xii. yere of kyng Edwarde the fourth. It was enacted ordeined, and establisshed by auctoritie of the said late parliamẽt, vpon many and gret consyderacions and lamentable complaintes conteined in the same acte, that no marchaunte straunger nor other, after the feast of Easter than next commynge, shulde bryng into this realme of Englande to be solde, any corses, gyrdles, tybandes, laces, calles, silke, or Coleme sylke, throwen or wrought, vppon peyne of forfayture therof, or of the value therof, in whole handes thei shal be found, the one halfe of the saide forfaiture, to be vnto the kyng our soueraigne lord, and that other halfe to be vnto hym or them of his subiectes, the whiche shall seasé the same, or sue for the same by action of det, by wyt at the common lawe, by byl or playnt, after the custome of the citie or towne where it shall happen hereafter any suche forfaiture to fall or be. And that the defendaunt in any suche accasion be not admitted to wage or doo his lawe, nor that any protection nor essoyne in the seruice of the kynge our soueraygne lorde for any suche defendaunte be allowed, the saide acte to endure for foure yeres then nexte ensuynge the saide feaste: The whiche acte afterwarde in the Parlyament holden by Rycharde the thyrde late in deede and not

Marchaunt

Silke wroll &c.

not in ryght, kynge of Englande, was graunted and ordeyned for to be and stande good anaplable and effectuall vnto the ende of the sayde foure yeres, and from the ende of these same foure yeres, vnto the ende and terme of tenne yeres then nexte ensuinge: The whiche sayde foure yeres conteyned in the sayde firste acte, shal kynde and erpyre at the feaste of Easter, the whiche shall be in the yere of our lorde. M. CCCC. lxxviii. The kynge our sayde soueraigne lord that now is, by auctorite of this his aforesaid parliamēt hath ordeined, that the said actes ordinaunce, as for the hole braunche of the saide acte & ordinaunce, as farre as toucheth or concerneth these premisses, be and stande anaplable & affectuall vnto the ende of the saide. iiii. yeres. And from the ende of the same. iiii. yeres, vnto the ende & terme of. xx. yeres than nexte ensuinge: Not withstanding any acte, ordinaunce, graunt, or prouision in this present parliamēt made or to be made, vnto any marchaūt straūger or other.

Item the kynge our saide souerayne lorde vnderstandynge by a supplication put vnto his highnes in this his said parlyament, by the marchantes of Italy, resident in this his said realme of England, that where by an acte of parlyament made in the parlyament of Richarde late pretendynge hym to be kynge of Englande the thyrde, holden at westminster the firste yere of hys reigne, it was ordeyned and prouided, that all marchauntes of the nation of Italy afore rehersed, not made denysens, whiche then shuld haue within this realme, wares and marchaundises brought from beyonde the sea, and before the feaste of Easter than nexte ensuinge, shulde haue, shulde do sell or barter them in grose, and not by retayle, to the kynges subiectes afore the firste daye of Maye, that then shulde be in the yere of our lorde god. M. CCCC. lxxv. And the money commynge of the sale, before the said firste day, within the same porte or portes where they arryued, employ vpon the commodities & marchandises, of this realme, their reasonable costes and expenses alway excepte and deducted, vpon peyne of forfaiture of the value, as wel of al the said wares and marchaundises kepte and not solde afore the said firste daye, or otherwise solde than is aboue saide, and of so muche money as shulde be made ouer by exchaunge contrary to the saide acte. And that all the said marchantes of Italy, the whiche after the saide feast of Easter brought any marchaundise or wares into this realme to be solde, shoulde sell or barter the same wares and marchaundises in grosse and not by retayle, vnto the kynges subiectes, vpon peyne of forfaiture of the value of the same wares and marchaundises otherwise solde. And that the saide marchauntes, their said wares and marchandyses, whiche they shulde bryng after the said feaste of Easter, shuld be barter or sell the same within. viii. monethes nexte after their fyrste arryuall in to this realme in fourme afore saide: And the money commynge of or by the saide sale or bartrynges of them, and euery of them, employ and therwith bie the commodities or marchaundises of this realme of Englande, within the sayde. viii. monethes, in the same port or portes where they shuld fyrst arriue, their resonable costes and expenses alway except and deducted: And that thei shuld in no wise make any such money ouer by exchaunge. And the said marchantes

Capi. x.

Glafyra.

chauntes, their ſayd wares and marchandiſes remaynyng vnſolde, after the ende of the ſaid. viii. monethes, in no wiſe ſhuld ſell, nor bartre within the ſaid realme, but that thei ſhulde cary and conuey them oute of the ſame realme, within. ii. monethes than next folowynge after the ſaid. viii. monthes, if winde and wether will ferue it: and ells as ſone at the wynde and wether will ſerue them, after the ſaide. ii. monethes, vpon peine of forfaiture as well of as much money as ſhuld be made out of this ſaide realme by erchaunge, as of the ſayd wares and marchaundiſes ſo ſolde or bartred after the ende of the ſaide. viii. monethes not caried ne conueyed out of this ſaide realme, in forme afore ſaid, or the value therof: the forfaitures penaltie and loſſe of all the premiſſes to renne and be vpon the ſaide marchauntes of Italy doinge contrary to this acte. And alſo that no ſtraunger, of what countrey ſo euer he were, ſhuld hooſt or take to ſoiourne with him within this realme of Englande, any marchaunt ſtraunger, not beinge of the ſame nacion that he ſhulde be of, vpon peine to forfayte and loſe at euery tyme that he ſo doth. xl. li. And that no marchaunt ſtraunger ſhuld be at hooſt ne ſoiourne with any other marchaunt ſtraunger not being of his nacion or countrey within the ſaid realme, vpon peine of. xl. li. And that noo ſtraunger ſhall bye any woll, the whiche ſhulde be ſente or paſſe throughe the ſtraytes of Marrocke, by galyes, carakes, or ſhyppes, or other veſſelles, ſorted, clacked, or barbed: Nor any wolle, wherof lockes or refuſe ſhuld be made, but that the ſame woll ſhulde be as it were ſhorne and cleane wounde without any ſortyng barbyng of clackyng, or lockes or refuſe therof to be made, as it is afore ſaide, vpon peine of forfaiture of the ſame wolle, and the double value therof. As by the ſame acte more plainely maye appere. Alſo that the ſaid marchauntes of Italy ſhuld haue & conuey their wolle, wollenclothe, and all their other marchaundiſes ouer the ſtreytes of Marroke, vpõ peine of forfaiture of the ſame, as by the ſame act plainly appereth. The kyng our ſaid ſouerayne lorde, by thaduiſe of the lordes ſpirituall and temporall, & the commons in this preſent parlyament aſſembled, and by auctoritie of the ſame, hath ordeyned eſtabliſhed and do to be enacted, that the aboueſaid forfaitures penalties ſeyſour and actions compriſed in the ſaide actes & euerych of them, be reuoked voyde anulled and of no ſtrengthe, agaynſte all maner perſones, excepte and reſerued onely to the kyng, to be at lybertie, to haue and enioye all maner ſeyſours forfeites and penalties in the ſaide actes ſpecified. And that it be lefull to the kynge to graunt to his beſiechers his letters of ſauf conduite and letters patentes, ſuerly to be enioyned, accordyng to the tenours therof, the aboueſaide act and actes not withſtandyng, in as ample wyſe as thoughe they had neuer be hadde nor made.

Straunger.

Marchaunte ſtraunger.

¶ THE SECOND parlyament holden in the thyrde yere of kynge Henry the.vii.

THE KYNGE our ſoueraigne lorde Henry the. VII. by the grace of god kynge of Englande and of Fraunce, and lorde of Irelande, at his parlyament holden at Weſtmynſter, the.ix. daie of Nouembre, in the thirde yere of his noble raigne, to the worſchyppe of god and holy churche, and for the cõmon welthe of this his realme, by thaduyſe of the lordes ſpirituall and tẽporall, and the commons in this preſent parlyament aſſembled, and by auctoritie of the ſame parlyament hath ordeyned and ſtablyſhed certayne ſtatutes and ordinances in maner and fourme as hereafter enſuyth.

Cap. i.

FIRST the kynge our ſayde ſoueraigne lorde remembreth, howe by vnlawfull maintenaunces, gyuing of lyuerayes ſignes and tokens, and retaynders by indentures, promiſes, othes, writynges, or otherwiſe embraceries of his ſubiectes, vntrue demeanynges of ſhyreffes in makynge of panelles, and other vntrewe retournes by takynge of money, by iuries, by gret ryottes & vnlauful aſſemblees, the polycy and good rule of this realme is almoſt ſubdued, & for the none punyſhyng of theſe inconuenience, and by occaſion of the premyſſes, lyttell or nothyng maye be founde by enquery, whereby the lawes of the lande in execucion maye take lyttell effecte, to the encreace of murders, robberies, periuries, and vnſuerties of all men lyuynge, and loſſes of their landes and goodes, to the great diſpleaſure of almyghtye god.

Maintenance. Liuerays. Retaynder. Embracery.

Therfore it is ordeyned, for reformacion of the premyſſes, by auctoritie of the ſaide parlyament, that the chauncellour and treaſourer of Englande for the tyme beinge, and keper of the kynges priuie ſeale, or.ii. of them, callynge to them a Byſhop and a temporall lorde of the kynges moſte honourable counſayle, and the.ii. chiefe Juſtices of the kynges benche and common place, for the tyme beinge, or other two Juſtices in their abſence, vpon byl or informacion put to the ſaide chauncellour for the kynge, or any other, agayn any perſon, for any myſbehauynge afore reherſed, haue auctoritie to call before them by writte or by priuie ſeale the ſaide myſdoers, and they and other by their diſcretion, by whom the truthe maye be knowen, to examyne, and ſuche as they fynde therin defectife, to puniſhe them after their demerites, after the fourme and effecte of ſtatutes therof made, in lyke maner and fourme as they ſhulde and ought to be puniſhed, if they were therof conuicte, after the due order of the lawe. And ouer that it is ordeyned, by the auctoritie aforeſayde, that the Juſtices of the peace of euery ſhyre of this realme, for the tyme beinge, maye do take by their diſcretion an enqueſt, wherof euery man ſhall haue londes and tenementes to the yerely value of. xl. ſhillynges at the leaſt, to enquyre of the concelementes of other enqueſtes taken afore them, and afore other, of ſuche maners and offences as are to be enquyred, and preſented afore Juſtices of peace, whereof complaynte ſhall be made by byl or by bylles, as well within fraunchiſe as without. And if any ſuche concelement be founde of any enqueſt, as is afore reherſed, had or made within the yere, after the ſame

Juſtices of peace.

Enqueſtes.

concelement

concelement, euery perſon of the ſame enqueſt to be amerced for the ſame concelmentes, by diſcrecion of the ſame iuſtices of the peace, the ſaide amerciamentes to be ſeaſed in playne ſeſſions. Murder. Item the kyng remembreth, how murdres and ſleynge of his ſubiectes dayly encreaſe in this lande, the occaſyons wherof be diuerſe, one that no men in townes, where ſuche murders hap to fall and be done, wyl not attache the murdrer, where the lawe of the lande is, that if any man be ſlayne in the daye, and the felon not taken, the townſhyp, where the deathe or murder is done, ſhal be amerced, & if any man be wounded in perill of deathe, the partie that ſo wounded, ſhulde be arreſted and put in ſuertie till perfyte knowledge be had, whether he ſo hurte ſhuld lyue or die. Coroner. And the coronet vpon the viewe of the body deade, ſhulde enquyre of hym or them that had doone that deathe or murder, of their abettours and conſentours, and who were preſente whan the deathe or murder was done, whether man or woman: and the names of them that were preſent, and ſo founde, to entolle and certifie, whiche lawe by negligence is dyſuſed, and therby great boldenes is gyuen to ſleers and murdrers. And ouer this it is vſed, that with in the yere and daye after any deathe or murder had and done, the felon ſhuld not be determyned at the kynges ſuite, for ſaufconduyte of the parties ſuite, wherin the partie is oftentymes flowe, and alſo agreed with, and by the ende of the yere, all is forgotten, whiche is an other occaſion of murder. Appeale. And alſo he that wyll ſue any appeale, muſte ſue in proper perſon, whiche ſuite is longe, and coſtely, that it maketh the partie appellant werye to ſue. For reformacion of the premiſſes, the kynge our ſouerayngne lorde, by thaſſent of the lordes ſpirituall and temporall, and the commons in the ſayde parlyament aſſembled, and by auctorite of the ſame, wyll that euery coronet exerce ſe and do his office accordynge to the lawe, as is afore reherſed. And that if any man be ſlain or murdred, and therfore the ſleers murdrers abbettours maintenours and conforters of the ſame, be endyted, that the ſame ſleers and murdrers, and all other acceſſaries of the ſame, be arrayned and determyned of the ſame felonye and murder at any tyme at the kynges ſuite, within the yere, after the ſame felony and murder done, and not tary the yere and daye, for any appele to be taken for the ſame felonye or murder. And if it happen any perſon named as principall or acceſſary, to be acquited of any ſuche murder, at the kinges ſuite, within the yere and daye, that then the ſame Juſtices, afore whom he is acquited, ſhall not ſuffer hym to go at large, but eyther to remytte hym a gayne to the priſon, or elles to lette hym to bayle, after their diſcretion, tyl that yere and daye be paſſed. And if it fortune the ſame felones or murdrers, and acceſſaries ſo arrayned, or any of them to be acquite, or the principall of the ſaide felony, or any of them to be attaynted, yf wife or nerte heyre to hym ſo ſlayne as ſhall require, maye take and haue their appeale of the ſame deathe and murder within the yere and daye after the ſame felony and murder done, againſte the ſayde perſones ſo arrayned and acquite, and all other theyr acceſſaries, or agaynſte the acceſſaries of the ſaide principall, or any of theym ſo attaynted, or againſte the ſaide principalles ſo attaynted, if they benne on lyue, and the benefice of his clargy therof before not had. And that the apellaunt

iaunt haue ſuche and lyke auauntage, as if the ſayde acquytall or atteyndze had not bene the ſaide acquytal or atteindze notwithſtandyng: and ouer that the wife or heyze of the ſayde perſonne ſo ſlayne or murdzed, as caſe ſhall requyze, maye commence their appeale in pzopze perſon, at any tyme within the yere after the ſaid felony done, befoze the Shyzeffe and cozoners of the counte, where the ſaide felony and murdze was done, or befoze the kynge in his benche, or Juſtices of gaiol delyuerer: and the appellant in any appeis of murdze or dethe of man, where batail by the courſe of the common lawe lyeth not, maye make their attourneys, and appere by the ſame, in the ſaide appels after they be commenſed, to the ende of the ſuite and execution of the ſame.

And if any perſon be ſlayne or murdzed in the date, and the murdzer ſcape vn taken, that ỹ townſhyp, where the ſaid dede is ſo done, be amerced foz the ſaid eſcape. And that the cozoner haue auctozitie to enquyze therof vpon the view of the body dead. And alſo iuſtices of peace haue power to enquyze of ſuch eſcapes, & that to certifie afoze the kyng in his benche. And that after the felonye founde the cozoners delyuer their inquiſitions afoze the Juſtices of the nexte gaiol delyuerey in the ſhyze where the inquiſicion is taken, the ſame iuſtices to pzocede ageinſt ſuch murdzers, if thei bene in the gaiol, and elles the ſame iuſtices to put the ſaid inquiſicions afoze the kyng in his benche. And foz as muche as cozoners had not, noz oughte any thyng to haue by the lawe foz their office doynge, whiche oft tymes hath be the occaſyon, that cozoners haue bene remiſſe in doynge their office: It is ozdeyned, that a cozoner haue foz his fee, vpon euery inquiſicion taken vppon the viewe of the body ſlayne xvi. ſhelinges viii. d. of the goodes and catals of him that is the ſlear, & murderer if he haue any goodes, and if he haue no goodes, than the cozoner to haue foz his ſaid fee of ſuch amercementes as ſhall foztune any townſhyp to be amerced foz eſcape of ſuche murder as is afozeſaide. And if any cozoner be remiſſe, and make not his inquiſicions vpon the view of the body dead, and certify not accozdyng as is afoze ozdeined, that the cozoner foz euery defaut fozfeyt to the kyng. C. ſhyllynges. And alſo it is ozdeined by the ſame auctozitie, that euery Juſtice of peace within this realme, that ſhal take any recogniſãce foz the keppyng of the peace, that the ſame Juſtices do certify, ſend, or bzyng the ſame recogniſance at the next ſeſſions of peace, where he is or haue ben iuſtice, that the party ſo bound, may be called: and if the partye make defaute, the ſame defaut than there to be recozded, and the ſame recognyſaunce, with the recozde of the defaute, be ſent and certified into the chauncery, or afoze the kyng in his benche, or into the kynges eſcheker.

Cap. ii. Women taken ageinſt their wyll.

¶ Item where women, as well maydens as wydowes and wyues, haupnge ſubſtaunces, ſome in good moueable, and ſome in landes and tenementes, and ſome beyng heyzes apparaunt vnto their auncеſtours, foz the lucour of ſuche ſubſtaunces bene oftentymes taken by miſdoers, contrary to their wyll, and after maried to ſuche myſdoers, or to other by their aſſent, or deſpoiled, to the great diſpleaſure of god, and contrarye to the kynges lawes, and dyſpergement of the ſaide women, and vtter heupneſſe and diſcomfozte of their frendes, and to the euyll enſample of all other. It is therfoze ozdeined eſtabliſhed

and

and enacted, by our ſoueraygne lorde the kynge, by the aduyſe of the lordes ſpirituall and temporall, and the commens in the ſaid parliament aſſembled, and by auctoritie of the ſame, that what perſon or perſones from henſeforth, that taketh any woman ſo agaynſte her wyll vnlawfullye, that is to ſaye, mayde, wydowe, or wyfe, that ſuche takynge procuryng and abbettyng to the ſame, and alſo receyuyng wyttyngelye the ſame woman ſo taken agaynſt her wyll, and knowyng the ſame, be felonye. And that ſuche myſdoers takers and procuratours to the ſame, & receyttours, knowyng the ſaide offence in fourme aforeſaide, be henſeforth reputed and iudged as principal felons. Prouided alwaye that this acte extende not to any perſon takynge any woman, onely claimyng her as his warde or bonde woman.

Felony.

Cap. iii.

Iuſtice of peace.

Item where in the parlyament, late holden at weſtmynſter, the firſte yere of Richarde late in dede and not in ryght kynge of Englande the thyrde: It was ordeyned and enacted amonge other dyuerſe actes, that euery iuſtice of the peace, in euery ſhyre, cytie, or towne, ſhulde haue auctoritie and power, by his or theyr diſcretion to let priſoners and perſones areſted for lyght ſuſpection of felonye in bayle or mayneprize, by colour wherof, afterwarde dyuerſe perſons, ſuch as were not mainparnable, were oftētimes letten to bayle and mainprize by iuſtices of peace, againſt the due fourme of the law, wherby many felons eſcaped, to the great diſpleaſure of the kyng, & anoyaunce of his lyege people, wherfore the kynge our ſayde ſoueraygne lorde, conſideryng it by thaduyſe and aſſent of the lordes ſpiritual and temporal, and at the prayers of the commons in this preſent parliament aſſembled, and by auctority of the ſame, hath ordeyned, eſtabliſſhed, and enacted, that the Iuſtices of peace in euery ſhyre, cytie, and towne, or two of them at the leaſt, wherof one to be of the quorum, haue auctorytie and power to let any ſuche priſoners, or perſons mainpernable by the law, that bene empryſoned within their ſeuerall countyes, cyties or townes, to bayle or mainpryſe, vnto theyr next generall ſeſſyons, or vnto the next gayle delyuere of the ſame gayles, in euerye ſhyre, cytye, or towne, aſwell within the fraunchyſes as without, where any gayles bene or hereafter ſhalbe, and that the ſaide iuſtices of the peace or one of them ſo takyng any ſuche bayle or mainpryſe, do certifie the ſame at the nexte generall ſeſſyons of the peace, or the next generall gayoles delyueraunce of any ſuche gayoll within euery ſuche county, citie, or towne, nexte folowyng, after any ſuche bayle or mainpryſe ſo taken, vpon peyne to forfeyte vnto the kynge for euery defaut ther vpon recorded. x.li. And ouer that it is enacted, by the ſame auctorytie, that euerye ſhyryffe, bayliffe of fraunchiſe, and euerye other perſon, hauyng auctorytie or power of keppynge of gayoll or of priſoners for felony, in lyke maner and fourme do certifye the names of euerye ſuche priſoner in their keppynge, and of euery priſoner to them commytted for any ſuche cauſe, at the nexte generalle gayoll delyuer in euerye countie or fraunchiſes, where any ſuch gaiolle or gaiolles, bene or hereafter ſhalbe, there to be kalendred before the iuſtices of the deliuerance of the ſame gaiol, wherby they may as well for the kyng as for the partie procede to make delyueraunce of ſuche priſoners, accordyng to the lawe, vpon peyne to forfeyte vnto the kyng, for euery

Bayle.
Mainprize.

Keper of Gaolle.

euery defaute there recorded. C. shyllynges. And that the forsaid act gyuyng auctoritie and power in the premisses to any iustice of the peace by him selfe, be in that behalfe vtterly voyd and of none effecte, by auctoritie of this present parliament.

¶ Item that where often tymes dedes of gyftes of goodes, and catalles ben made to thentent to defraude their creditours, of their dutyes, and that persone or personnes that maketh the saide dede of gyfte, goeth to sentwarye, or other places priuileged, and occupieth and liueth with the saide goodes, and catalles, their creditours beynge vnpayed: It is ordeined, enacted, and established, by the assent of the lordes spirituall and temporall, and at the request of the commons in the said parlyament assembled, and by auctoritie of the same, that al dedes of gifte of goodes and catals made or to be made of truste, to the vse of that person or persons, that made the same dede of gift, be voyde and of none effecte. Cap. iiii. Dede of gyft.

¶ Item for as muche as importable damages, losse, and impouerishyng of this realme is had by damnable bargayns grounded in vsury, coloured by the name of newe cheuysance, contrary to the lawe of naturall iustice, to the common hurt of this lande, and to the greate displeasure of god: Our souerayne lorde the kynge, for the reformacion therof, and of all corrupte and vnlefull bargaynes, by the assent of the lordes spirituall and temporall, and the commons in his saide parlyament assembled, and by auctorytie of the same, hath ordeyned and enacted, that if hereafter any bargayne couenaunt by byenge of any obligacion, byll, or any pledges put into suertye, or by byll or otherwise by the name of dzie eschaunge or otherwyse, wherby anye certayne summe shalbe lost by any couenaunt or promisse, betwene any person or persons by them selfe or any other to their knowledge within this realme, or if any bargayne or lone, wherby any of the party shuld lese or pay for any summe certaine. That is to say, for hauing a hundred pound in money or marchaundise or otherwise, and therfore to paye fyue score pounde, or more or lesse, in and for any more or lesse somme after any maner rate, that all suche bargaynes, couenauntes, promisse and suertyes therfore made, and all thing therof dependyng, be vtterlye voyde and of none effecte. And ouer this it is ordeined by the same auctoritie, that if any marchaundise, obligacions, bylles or plate be promised to be delyuered vpon such corrupte bargayne, and neuer delyuered, or delyuered and had agayn to hym that ought suche marchaundises, obligacions, bylles, or plate, or knoweth by any other man by assente agremēt or knowledge in any maner fourme, of him or his factour, or broker that suche marchaundises ought, or priuie to suche bargaynes, that all suche bargaynes, couenantes, promises, and all suertyes therfore made, be vtterly voyde: And the seller, owner, bargayner, or promiser, of suche corrupte bargayns, or goodes, shall lose for any suche bargayne made by him or his factour. C. li. And who so euer wyll sue therfore, to haue an action of dette: in whiche the partye shall not wage his lawe, the kynge to haue the one halfe, and he that will sue the other halfe. And for as muche as these corrupte bargaynes be most vsedly had within cityes and borroughes haupnge auctorytie Cap. v. Chenisaunce. Vsurye. Eschaunge. Bargayns.

so

to trye all maters and cases growen and had within the same cytyes and boroughes: and if any suche defautes, shulde there be tryed, perjury by lykelynes therby shulde growe, and lytell of the premisses to be founde: Therfore it is ordeyned by the saide auctorite, that as well the chauncellour of Englande for the tyme beynge, haue auctorite and power to examyne all maner corrupte bargaynes, promises, lones, or sales, growen and hadde of anye of the premises, and therupon by the examinacion to here and determine the same and to gyue lyke iudgemente, and make lyke execucion therof as the matter were tryed and founde at the parties suyte, in anye suche action of dette by the course of the common lawe, as the iustices of the peace of anye shyre nerre adioinyng to any cyte or borough, where such defautes be, of any of the premysses, and they to make lyke processe agaynste anye man therof endyted afore them of any of the premisses, as they shulde, or owe to do against any man that were endyted afore them of any tyotte, or trespasse, and to determine it. And if any man be founde gyltie afore them of any of the premisses, to forfeite the forsaide peyne of. C.li. reseruynge to the churche (this punishment notwithstanding) the correction of their soules accordyng to the lawes of the same.

Cap. vi. ¶ Item for as much as there hath growen and daily groweth great displeasure of god, and great hurte of the kynge our soueraigne lorde, and to this his realme, by and for thinordinate chaunges and rechaūges that haue bene of long tyme vsed, and yet continued in this saide realme, without auctorite gyuen of the kynge to suche chaungynge and rechaungynge. For remedy wherof many noble statutes against the same made, wherof one speciall statute was in the. xb. yere of kynge Edwarde the thirde, made for the same remedy, and in Henry the fourth, Henry the fyfthe, and in Henry the fifth dates. Wherfore the kyng our soueraigne lorde will, that all suche statutes be put in due execucion from henceforthe. And that no man make any exchaunge without the kinges lycence, ne make any exchaunge, or rechaunge of money, to be payed within this lande, but onely suche as the kynge shall depute there vnto, to kepe, make, and aunswere suche exchaunges and rechaunges, vpon the peines in the same statute of kynge Richard conteined. And ouer that it is ordeined by the kynge our soueraigne lorde, by the assent of the lordes spirituall and temporal, and commons in his said parlyament assembled, and by auctorite of the same, that all vnlefull cheuisaunces and vsurye be dampned and none to be vsed, vpon peine of forfeyture of the value of the money, or goods so cheuised or lente, the same forfeiture to renne on the seller and lender therof. Also for as muche as diuerse Englishe and estraungers brokers, whiche be named and assigned to occuppe lefull brocage, ben inducers, and bargayne makers of vnlefull cheuysaunce and vsury, & in some part of vnlefull exchaunges, to the hurt of our said soueraigne lorde and this his said realme. Therfore it is enacted and establysshed, by the saide auctorite, that all suche brokers dealynge vnlawfullye of any of the premisses, be put a part, and neuer to occupy as brokers within this his realme, as they may be espyed and founde in cities, boroughes, and townes, by mayres, baylyfes

Exchaunge and rechaunge.

Cheuisaunces Vsurye.

Brokers.

ſes, or any of them or of their miniſters where ſuche bargayne is vſed. And that euery broker that is founde defective, in makyng of vnlawful brocage, ſhal forfeite for euery defaute. xx. li. and haue empriſonement of halfe a yere: And furthermore to be puniſhed by the pillorie, or otherwiſe to their open rebuke and ſhame: the kynge to haue the one halfe of euery of the ſaide forfeitures, and the partie that will ſue, the other halfe of the ſame, by action of dette by the common lawe, and the defendaunte in the ſame action be not admytted to his lawe, ne eſſoyne ne protection be for the ſame defendaunte alowed.

Cap. vii. Marchaunt.

¶ Item the kyng our ſouerayne lorde, by the aduiſe and aſſent of the lordes ſpiritual and temporall, and the commons aſſembled in this ſaid parliamẽt, and by auctorite of the ſame, hath ordeined and enacted, that euery marchaunt, as well denyzeyn as ſtraunger, whiche ſhall bryng from henſeforthe any maner of goodes into any porte within this his realme by waye of marchandiſe, and there do entre the ſaide goodes or marchandiſes, in the bokes of the cuſtomers of the ſaide porte, where the goodes or marchandiſes ſhall firſt come to, and the kynges dutie therof of the ſaide cuſtomers contanted, or therfore with him agreed, and afterwarde that done will conueye or cary the ſame goodes or marchandiſes from thenſe in any other porte within the ſaide realme: that than the owner of the ſaide goodes and marchandiſes, his factour or attourney, ſhall bryng from the cuſtomers of the porte, where the ſaid goodes or marchandiſes be ſo entred, a certificat vnder the ſame cuſtomers ſeales, direct to the cuſtomers of the port, wherto the ſaide goodes or marchandiſes, ſhalbe conueyed or caryed, makynge mencion within the ſame certificate, as well of the naturall colour, lengthe, and valure of all maner of marchandiſes ſo entred, vſed to be mette with elne or yerde, as of the natural weight content or valure of al maner other maner or marchandiſes vſed to be weyed or valured, And that the ſame certificate ſo made be delyuered to the ſaide cuſtomers, before the ſaide goodes be diſcharged ſo that thei maye ſe, whether the nature, colour, or length, valour content or weyght of the ſame do agree with the ſaide certificate, ſo that the kynge be not deceyued of his cuſtomes and ſubſidies thereof due. And if any certificat from henſeforth be made by any cuſtomer of any porte, wherto any ſuche marchandiſes, or goodes ſhal be fyrſt brought vnto, and there in their bokes entred, nor makyng mencyon accordyng as is aforeſaid: that than the ſaide cuſtomer or cuſtomers for their miſbehaupnge, loſe their office, and to make fine with the kynge for the ſame at his pleaſure. And furthermore if any ſuche goodes or marchandiſes, or any parcell therof be diſcharged vnpacked or put to ſale within any port, than within the ſame wher thei ſhalbe firſt entred, before the ſaide certificate ſhall be delyuered, and the ſome goodes and marchandiſes, ſene accordyng as aboue is expreſſed: that than all the ſaide goodes or marchandiſes, be forfeited to the kynge our ſouerayne lorde, the one halfe therof to remayne to his hyghnes, and the other halfe to hym or them whiche ſhall proue any ſuche goodes or marchandyſes ſo forfeited. And that the cuſtomer, or cuſtomers, nor no deputy to anye

Cuſtomers.

Certificat.

ſuche

Marchaunt. ſuche common officer, to whom ſuche certificat ſhall come, take nothyng for the ſighte of the ſame goodes ſo certified. Alſo it is ordeyned and eſtabliſhed by auctoritie aforeſaide, that no maner of marchaunt denyzen ne ſtraunger, do take vpon him to do entre or cauſe to be entred in the bokes of any cuſtomer of any porte within this realme, any maner marchaundiſes cõming into this his ſaid realme, or going out of the ſame, in any other marchãtes name, ſaynge onely the name of the true marchant owner of the ſame, vpon peine of forfeyture of all ſuche goodes, and marchandiſes ſo entred. And euery of the ſaide marchauntes, whiche ſo ſhall take vpon hym to cauſe ſuche vntrue entre to be made, to haue priſonment and make fyne therfore at the kynges pleaſure. And that no perſone take vpon him to be cuſtomer, controller, or Controlley. Serchour. ſerchour in any porte in any cytie, borough, or towne, where he is common officer, nor no deputy to any ſuche common officer, vpon peine of forfeiture for euery halfe yere, that he occupieth the ſaide common office, and office of cuſtomerſhyp, controller or ſerchour, the ſumme of. xl. pounde, the one halfe therof to the kyng, and the other halfe to hym that will ſue for it by writ, bill or informacion.

Cap. vi. ¶ Item that where in the parlyament of kynge Edward the fourth, holden at weſtmynſter the. vii. yere of his reigne: It was ordeined among other, Marchant alien Hiteler. that euery marchant alyen, and euery other biteler and other ſtraunger, not being denyzen that reſorte to any place or porte within this realme or wales, after the feaſt of eſter than nexte folowinge, ſhulde duely employ all the money by hym to be receyued within any porte within this realme, or wales, Stranger. vpon the marchandiſes or other commodities of this realme, or els without Employment. fraude put the ſame money in due payment within this realme, the ſame employement or patement duely to be proued by the marchaunt biteler or other eſtraunger, before his departyng out of the ſame porte, by writyng fro that marchaunt or marchauntes, to whom the ſaid marchaunt alyen biteler or other eſtranger haue employed or payed his money by him receyued for his marchaundiſes brought into this lande, wytneſſynge that he hath ſo done, or els by ſuche proues as ſhalbe thought reaſonable to the cuſtomer or controller of the ſame porte, or to the mayre, bayliffe or other chiefe gouernours of any citie, borough, or towne, where any ſuch porte ſhalbe, vpon peine of forfeiture of all his goodes beinge within this realme, and to haue empriſonment of a yere: ſauing to euery ſuche marchant biteler, and other eſtraunger his reaſonable coſtes, with certaine prouiſiõs in the ſame, as by the ſame act more at large dothe appere, whiche acte was made to endure but onely from the ſaid feaſte of eſter, to the ende of. vii. yeres than next enſuynge, ſo that no golde and ſyluer receyued by marchauntes alyens and other bitelers and ſtraungers not beyng denyzens, for marchaundiſe brought into this lande, is not employed vpon the commodities of this lande, but conueyed and caryed out of this realme, to the great loſſe to the kyng of his cuſtome and ſubſydy, and inpouriſſhynge of this realme. It is enacted ordeined and ſtabliſſhed by the kyng our ſoueraigne lorde that nowe is, by the aduiſe of the lordes ſpirituall and temporall, and at the prayer of the commons in the ſaide parly-

parlyament assembled, and by auctoritee of the same, that the saide acte, made the saide. xbii. yere of the reigne of kynge Edwarde the. iiii. with all thynges compiled in the same touchinge the premisses, and euery prouision made in the same, be good, effectuall, and to endure for euer. Also it is enacted by the saide auctoritee, that euery marchaunte of Irelande Jernesey of Garnesey, that bringeth any marchandises into this realme, shall emploie the monete receiued for the same marchaundise, his reasonable expenses deducte, vpon the commoditees of this lande, or els without fraude put the same money in due paimente within this realme: The saide emploiamente or paiment to be proued as is aforesaid, vpon peine of forfaiture of the value of the marchandise so brought in this land. And it is ordeined by the said auctoritee, that euery customer or controller shall take sufficiente suertie for euery of the saide marchaunte, biteler, or other estranger to emploie the value of the said marchaundises, or to put the same money for the marchaundise receiued in due paiment, his reasonable expences alwaie deducte, vppon peine of forfaiture of the value of the saide marchaundises: the one halfe of the saide forfaiture to the kynge, the other halfe to the partie that will sue: This to begin and take effecte at the feaste of Chrystmas nexte cominge. Customer.

¶ Item it was shewed vnto the kynge our soueraine lorde, by a petition put vnto him in his saide parlyament, that nowe of late tyme the maire and aldermen and citezens of the citee of London haue made an ordinance within the same citee, vppon a great peine, that no man that is a free man or citezen of the saide citee, shal goe or come to any faire or market out of the same citee of London, with any maner of ware or marchaundise to sell or to bartre, to this entente that all byers and marchauntes shulde resorte to the saide citee, to bie their ware and marchaundises of the saide citezens and free men of London aforesaide, because of their singuler lucre and availe. The kynge our soueraine lorde, in consideracion of the hurte lykely to growe of and by the premisses, hath by the aduise and assente of the lordes spirituall and temporall and the comons in the saide parlyamente assembled, and by auctoritee of the same ordeined, stablished, and enacted, that euery free man and citezen of the saide citee of London, that nowe is or hereafter shall bee, maie leade cary and go with his or their vitaile, ware, or marchaundise, what so euer it be, at his or their libertee, to any faire or market that shall please him or them within this realme of Englande, any statute acte or ordinaunce made or to bee made within this saide citee of London to the contrary of the premisses notwithstandinge. And the saide ordinaunce and acte made in the said citee, be voide and of noneeffect. And that no persone of the said citee be hurte or preiudised in leasinge of his lyberte and fraunchise within the said cite or otherwise, by reason or occasion of adnullinge of the saide ordinance and act, or for none obeyng to the effecte of the same. And if any person be preiudiced in any wyse, by occasion of the same, that he þ̄ putth or causeth any person to such preiudice, lese and forfaite vnto the kynge. xl. li. as often as he so doeth. And he that will sue suche forfaiture, haue therfore an action of det againste suche offender, the kynge to haue execucion of the one halfe, and he that sueth Cap. ix. London. Faire or market,

the other halfe. And in ſuche action the defendante be not admitted to wage his lawe.

Cap. x. ¶ Item that where oftentymes plaintiffe or demaundante, plaintiffes or demaundauntes, that haue iudgemente to recouer, be delated of execucion, for that the defendaunte or tenaunt, defendaunte or tenauntes, againſte whom iudgement is geuen, or other that bene bounde by the ſaid iudgement, ſueth a writte or writtes of errour, to adnulle and reuerſe the ſaide iudgemente, to the entente onely to delate execucion of the ſaid iudgement. It is enacted, ordeined and eſtabliſſhed, by the aduiſe of the lordes ſpirituall and temporall, and at the prayer of the commons in the ſaide parlyament aſſembled, and by auctoritee of the ſame, that if any ſuche defendaunte or tenaunte, defendauntes or tenauntes, or any other that ſhall be bounde by the ſaide iudgemente, ſue afore execucion had, any wrytte of errroure, to reuerſe any ſuche iudgemente, in delayinge of execucion: that than if the ſame iudgemente ber affirmed good, in the ſaide writte of errour, and not erronious, or that the ſaide writte of errour bee diſcontinued in the defaute of the partie, or that perſone or perſones, that ſueth wrytte or wrytteſ of errour, be nonſued in the ſame: that then the ſaide perſone or perſones, againſte whom the ſaide writte of errour is ſued, ſhall recouer his coſtes and damage, for his delate and wrongfull veration in the ſame, by diſcrecion of the iuſtice, afore whom the ſaid writ of errour is ſued.

Errour.

Damage recouered.

Cap. xi. ¶ Item where in the ſaide parlyamente it was ſhewed by ſheremen, fullers, and other artificers, that ſhoulde liue and opteine their nedie ſuſtentacion by meane of draperie made and draped within this realme, as well throughout the ſame realme, as within the citee of London, that where in a ſtatute made the ſeuenthe yere of the reigne of kynge Edwarde the fourthe, amonge other it is contened, that no perſone denyzen ne ſtraunger ſhulde carie or do to be caried to any parties beyonge the ſea, any wollen yarne, nor clothe vnfulled, but the wollen yarne to be made in this realme, ſhoulde bee wouen in the ſame, and alſo all clothe in the ſame made ſhoulde bee fulled and fully wroughte within this realme, before that any of the ſame ſhulde be had or caried out of this realme, vpon peine of forfaiture of the the very valour of ſuch yerne, not weued and clothe not fulled, had or caried out of this realme: The one halfe of the ſame forfaiture to bee leuied to the vſe of the kynge, and that other halfe to him or them that ſhoulde eſpie or make proofe of any ſuche yerne not wouen, or cloth not fulled, caried to any place beyonde the ſea. And for as muche as in the ſaide ſtatute of kynge Edwarde, there is none expreſſe mencion made, that the ſaide clothes ſhulde be rowed and ſhorne, afore that thei be caried and conueied out of this realme, wherby the ſaid poore tomons of the craftes aforeſaide, might be ſet in labour & occupacion: therfore the ſaide clothes euer ſithen vnto this date, haue be and yet daily are in great number caried out of this realme, vnrowed, and vnſhorne, into the partie of beyonde the ſea, as well by denizens as ſtraungers, wherby outlandiſſhe nacions, with the ſame drapery, are ſet in laboure and occupacion to their great enrychinge, and the poore commons of the craftes aboueſaie, throughe

Drapery.

all

all this realme, that of naturall reason as the kynges trewe liege men, shuld haue and optein their nedie sustentacion and lyuinge, by meanes of the same drapery, for lacke of suche occupacion daily fall in great number into pouertie and pouertie, to their vttermoste destruction, if it shoulde any lenger continue. The kynge our soueraigne lorde, by the aduise of the lordes spirituall and temporal, and at the prier of the comons in his saide parlyamente assembled, and by auctorite of the same, hath ordeigned estalisshed and enacted, that no straunger nor denizen cary or make to bee caried out of this realme any wollen clothes, but that thei before bee barred rowed and shorne within the same realme, for the relefe and settinge on woorke of the sayde poore commons, vppon the peine and forfaiture lymitted in the saide statute of kynge Edwarde, made vppon clothe caryed out of this lande not fulled to be deuided in maner and fourme as in the same statute it is conteined.

Wollen clothes

Prouided alwaie, that clothes called besses raies sailynge clothes and other clothes, commonly solde at .xl. shillynges and vnder, bee not comprised in this present acte.

Cap.xii.

Item the kynge remembrynge howe by the neglygence and vnlawful demeaninges of stewardes, auditours, receiuours, surueiours, and bailyffes of his honours, lordeshippes, manours, landes and tenementes, constables and kepers or castelles, wardeins, maisters of game and kepers of his forestes, chases, parkes and warrens, within this his realme, great suertie hath growen afore this tyme, as well to his highnes as to his progenitours and howe his tenauntes and inhabitauntes of his saide honours, lordeships manours and tenementes daily be greatly troubled, as well by the vnlaufull reteiners and retinues made, as well by the saide officers, suffering the same tenauntes and inhabitauntes to be vnlaufully reteined with other persones and howe by this vnlafull reteininge thei bene called to vnlaufull assembles and riottes, to their ofte great ieopardies and charges, wherby thei bene so poueriſshed, that thei bee not of power to paie to him their dewties, and his subiectes nere to their dwelling be vexed and troubled and greatly hurt by diuers charges and vnlaufull imposicions: And ouer this his highnes remembreth, how his woodes his vert and venison, by the wardens maisters of the game parkers kepers & other officers of his said forestes, chaces, parkes and warrens throughout this realme, is almoste destroied, and that diuers and many persons, to whom he hath graunted suche offices, in his great troubles had against his traitours and rebelles, haue absented them from his grace, contrary to the duetie of their allegiance, against al truth and kindnes. Wher fore the kyng our soueraine lorde wyl, that by the aduise of the lordes spirituall and temporall, and the comons in the said parlyament assembled, & by auctorite of the same, it be ordeined & enacted, that if any stewarde, auditour, receiuour, or bailiffe, that now is or hereafter shalbe of any of the said honours, lordships, manours, landes and tenementes, constable or keper of any of his said castels, wardein, maister of game, parker keper or any other officer of any of his saide forestes, chaces, parkes or wareins, that nowe is or hereafter shalbe, be vnlaufully reteined with any person from henseforth, or reteine any

Reteinoures.

man dwellinge within any of the saide honours, lordeshippes, manours, landes and tenementes contrary to any ordinance or act afore this time made or suffer any man dwellynge within the saide honours, lordeships, manours, landes and tenementes to be vnlaufully reteined with any other man or person, what degree or condicion so euer he be of. And shewe it not to the kynge within .xl. daies nexte after he hath knowlage therof, and howe and with whom he is so reteined: Or any of the saide officers conuey any of the saide tenauntes inhabitantes fermours to the kynge, to any fielde, or assemble or route, otherwyse than by the kynges comaundement to doe him suche seruice as he shall be commaunded, and that alwaie in the kynges lyuerey or signe, with, a cognisaunce of him that so conueie them by the kynges commaundement: or if suche officer come not vnto the kynges highnes in tyme of trouble of warre, when he therto shall bee commaunded, hauinge no reasonable excuse, to the contrary, that all grauntes than made or had to him of any of the saide offices by the kynge, or by any of the kynges progenitours or predecessours, be than vtterly voide and of none effecte. And it is ordeigned by the same auctoritee, that if any fermour or tenaunt, within any of the saide honours, lordeshippes, manours, landes and tenementes, bee reteined with any persone or persones, contrary to the statutes, by lyuerey, signe, token or

Lyuerey. othe: indenture or promesse, or to goe to any fielde gathering or assemble in any mannes lyuerey signe or token, but onely in the kynges lyuerey and signe and to serue hym onely, or where he shall bee commanded by the kynge: that all grauntes and leases to hym made for terme of yeres or at wyll, of the landes, tenementes, rentes or other possessions beinge parcell of any of the saide honours lordeships, manours landes and tenementes, be than vtterly voide and of none effecte.

Archers. ¶Item for as muche as the great and auncient defence of this realme hath stande by archers and shoters in longe bowes, whiche is nowe lefte and fallen in decate for the derthe and excessiue pryce of longe bowes: It is therfore ordeigned by the kynge our soueraigne lorde, by the aduise of the lordes spirituall and temporall, and at the requeste of the commons in the saide parlyament assembled, and by auctoritee of the same, that if any person or persons, after the feaste of the purificacion of our Ladie nexte cumming, sell any longe

Longe bowes. bowes ouer the pryce of three shillinges foure pence, that than the seller or sellers of suche bowes forfaite for euery bowe so solde ouer the saide pryce. xl. s. to the kynge. And he that will sue for the same, haue an action of det therfore againste suche seller, or make informacion in the kynges eschequer therof, the kynge to haue execucion of the moite therof, and he that sueth the other moitie: and that in suche action of det the defendaunt haue no essoine ne protection for him allowed, and be admitted to wage his lawe.

Cap. xiii. Quarell. ¶Item for as muche as by quarelles made to suche as haue ben in great auctoritee office and of counsaile with kynges of this realme, hath ensued the destruction of the kynges, and tere the vndoing of this realme, so at it hath appered euidently, whan compassinge of the death of suche as were of the kynges trewe subiectes was had, the destruction of the prynce was imagined therby,

therby, and for the moste partie it hath growen and bene occasioned by enuy and malyce of the kynges owne householde seruauntes, as nowe late lyke thynge was lykely to haue ensued: And for so muche as by the lawe of this lande if actuall dedes be not had, there is no remedie for suche false compassinges imaginacions and confederacies had againste any lorde, or any of the kynges counsaile, or any of the kynges great officers in his household, as stewarde, treasourer, controller, and so great inconueniences mighte ensue if suche vngoodly demeaninge shoulde not be streightly punished er that actuall dede were done. Therfore it is ordeined by the kynge, the lordes spirituall and temporall, and the commons in the saide parlyamente assembled, and by auctorite of the same, that from hense forwarde, the stewarde, treasourer, and controller of the kynges house, for the tyme beinge, or one them haue full auctorite and power to enquire by. xii. sadde men and discrete persons of the chequer roll of the kynges honourable household, if any seruant admitted to be his seruaute swore, and his name put into the checquer rolle of his household, what so euer he be, seruinge in any maner office or rowme reputed had and taken vnder the state of a lorde, make any confederacies compassinge conspiracies imaginacions with any persone or persones, to destroie or murdre the kynge, or any lorde of this realme, or any other persone swore to the kynges counsaile, stewarde, treasourer, controller of the kynges house, that if it be founde afore the saide stewarde, for the tyme beinge, by the saide. xii. sadde men, that any suche of the kynges seruauntes, as is aboue saide hath confedered, compassed, conspired or imagined, as is aboue saide, that he so founde by that enquery, bee put therupon to answere. And the stewarde, treasourer, and controller, or two of them, haue power to determyne the same matter, according to the lawe. And if he put him in triall that than it be tried by other. xii. sad men of the same household. And that such misdoers haue no chalenge, but malyce, and if suche misdoers be found giltie, by confession or otherwyse, that the saide offence be iudged felonie. And that to haue iudgement and execution as felons attainted ought for to haue by the comon lawe.

Confederacy.
Conspiracy.
Chalenge.
Felonie.

¶ The thirde parlyamente holden in the fourthe yere of the raigne of kynge Henry the. vii.

TO the worshyp of god and holy churche, and for the comon weale and profite of this realme of Englande, our soueraine lorde Henry by the grace of god king of Englande & Fraunce and lorde of Irelande, the. vii. after the conquest, at his parlyamente holden at Westminster, the. xiii. date of Januarie, in the fourthe yere of his reigne, by the aduyse and assente of the lordes spirituall and temporall, and the commons in the said parlyamente assembled, and by auctorite of the same, hath done to be made ordeined and stablished diuers statutes and ordinaunces in fourme that foloweth.

Cap. i.

FIrste it was shewed by the commons in the saide parlyamente assembled, that where in the parlyamente of the righte noble prince Henry the vi. late kynge of Englande, holden at Westminster the. vi. yere of his reigne he considerynge the great hurtes and losses, whiche than were by the entresse of water in dyuers partes of this realme, and many greatter hurtes lykely shoulde haue come, if remedie in that behalfe shoulde not hastely bene purueied: It was enacted, ordeigned, and stablisshed, by auctoritee of the same parlyamente, that for. x. yeres than nexte folowynge seuerall commissions of sewers should be made to diuers persons by the chauncellour of England for the tyme beinge, to bee named in diuers parties of this realme, where nede were, after the fourme and tenour of a commission in the saide acte specified. And afterwarde in the parlyamente of the saide late kynge holden at Westminster the. viii. yere of his reigne, because of commissioners named in the saide commission had not plaine power ne auctoritee, to doe perfourme and execute thynges comprysed in the saide commissions, it was ordeined and stablisshed, by auctorite of the same parlyamente, that all suche commissioners shoulde haue power to make and execute statutes and ordinaunces after the effecte and purporte of the saide commission. And after the saide tenne yeres paste, in the parlyamente of the saide late kynge holden at Westminster, the xviii. yere of his reigne, It was also ordeigned enacted and establisshed by auctoritee of the same parlyamente, that for ten yeres than nexte folowinge, seuerall commissions of sewers shoulde be made to dyuers personnes by the Chauncellour of Englande for the tyme beinge, to be named in all parties of this realme, where nede shoulde be, after the saide fourme and effecte of the saide commission conteined in the saide acte, made the saide nexte yere: and that suche commissioners shoulde haue power to ordeigne and execute statutes and ordinaunces and other thynges to doe after the effecte and purporte of the saide commissions. And afterwarde in the parliament of the saide late kynge holden at Westminster, the. xxiii. yere of his reigne. It was also ordeined enacted and stablisshed by auctoritee of the same parlyament, that for xv. yeres than nexte folowynge, the chauncellour of Englande, for the tyme beynge, shoulde haue power to make out of the chauncery commissions of sewers vnder the greate seale, in suche fourme as it was graunted to bee made by the saide acte, made the saide. vi. yere, as in the saide acte is more playnly conteined. And after the saide. xv. yeres passed, in the parlyamente of the noble prince Edwarde the fourthe, late kynge of Englande, holden at Westmynster, the. xii. yere of his reigne, it was also ordeigned and stablisshed, by auctoritee of the same parlyament, that for. xv. yeres than nexte folowynge seuerall commissions of sewers shoulde bee made to diuers personnes by the chauncellour of Englande for the tyme beinge, to be named in all the parties of this realme, and also the marches of calais, Gupnes, and Hammes, where nede shulde be, after the fourme and effecte of the saide commission conteined in the saide acte, made in the saide. vi. yere. And that all suth commissioners shulde haue full power to make ordeine and execute statutes and ordinances and other thynges to do after the effect and purporte of the same commissions as in

Commissions of sewers.

as in the saide acte more plainely is conteined: By whiche commissions and auctorite, geuen to the saide commissioners in the saide fourme, many great hurtes and inconueniences in diuers parties of this realme done and had by entreace of water, were necessaryly redressed, reformed, and amended. It is so nowe that late, as wel in the counties of Glocester and Somerset as elles where in diuers parties of this realme, and also within the boundes of the saide marches of Calays, Guynes and Hamines, by the encrease of waters, diuers landes and tenementes in great quantitee ben surrounded and distroied, and many mo great lyke hurtes and damages be lyke within shorte tyme to fall, as well to the decrease and destruction of the ryuelode of the kynge our souereigne lorde, as of the lyuelode of the churche, and of other right large people of this realme, and of the saide marches, and any enlargement of the same, without that remedie in that behalfe bee purueied and had. The kynge our souereigne lorde therfore of his aboundant grace, the premisses tenderly consydered, by the aduise and assent of the lordes spirituall and temporall, and at the requeste of the commons in the saide parliament assembled, and by auctoritee of the same, hath ordeined, enacted, & stablished that for .xiv. yeres nexte comynge seuerall commissions of sewers be made to diuers persons by the chauncellour of Englande for the tyme being, to be named in all parties of this realme, and of the saide marches where nede is or shall be, after the fourme and effecte of the saide commission, conteined in the saide acte made in the saide .vi. yere. And ouer that hath ordeined and stablished by the saide auctoritee, that all such commissioners haue full power to make ordeine and executue statutes and ordinaunces, and other thinges do after the effecte and purporte of the same commission.

Item where as it was of olde tyme vsed and continued tyll nowe of late yeres, that there was for the auaile of the kynge and the realme kinours and parters of golde and siluer, by fyre and water, vnder a rule and order belonging vnto the mintes of London, Calays, Caunterbury, Yorke & Durham and other places where myntes ben holden, & at the goldsmithes hal in London, to fyne and parte all golde and syluer belongynge and nedefull for the saide myntes and felowshyp of goldsmithes, for the amendment of money and plate in the realme, that euery thinge might be reformed to the right standarde, as wel in money as plate to the least collo, for the weale of the kinges noble men of the lande and common people. But so it is nowe, that such kynours and parters of golde and siluer by fyre and water dwelled abrode in euery place of this realme, out of the rules aforesaide, and bie gate fyne from the mintes changes and goldsmithes, and parte fyne it as is aforesaid, and for the most parte the siluer so fined, ther do alaye it in diuers maners, and sell it at their pleasure to euery man of what estate or degree so euer he be, ther wol bie of them to make such werkes as pleaseth the biers. Therfore men can get no fyne siluer whan thei nede it for their money, for the amendment of money and plate as hath ben in tymes passe: wherfore it causeth money and plate in diuers places of the realme, to be made worse in finenes than it shuld be, as it appereth euidently in diuers places, to the great hurte of the kinges noble

Cap. ii. Synonis.

men of the lande and common people. Wherfore the kyng our ſoueraygne lorde, by the aſſent of the lordes ſpirituall and temporall, and the requeſt of the commons in the ſaide parlyament aſſembled, and by auctorite of the ſame, hath ordeined, enacted, and ſtabliſhed, that no fynour of golde and ſyluer, nor parter of the ſame by fyre or water from henſforth, alay any fyne ſyluer or golde, ne none ſell in any other wiſe, ne to any perſone or perſones, but onely to the officers of myntes chaunges and goldeſmythes within this realme, for augmentacion and amendyng of coyne and plate as is aforeſaide: and that the maiſters of myntes chaunges and goldeſmythes, for all ſuche fyne golde or ſyluer comnyng to theim, to anſwere the valour as it is worth, accordyng as it is nowe and hath bene auncient tyme accuſtomed after the rate of fynneſſe. Ne that no fynour nor fynours, parter nor parters, ſell to no perſone, neither to one nor to other any maner of ſyluer in maſſe moulten and alayed, vpon peine of forfeiture of the ſame, the kynge therof to haue one halfe, and the fynder that can proue and will ſue it in the kynges eſchequer, the other halfe. And if any fynour or fynours, parter or parters of golde and ſyluer, either by fyre or water alaye or ſell any maner fyne golde or ſyluer, otherwiſe than it is ordeyned in this laſte acte, he or thei to leſe the valour of the ſame gold or ſyluer ſo alayed or ſolde, the kyng to haue the one halfe, and the fynder than can proue it and will ſue it in the kynges eſcheker, the other halfe. And all ſuche fyne ſyluer as ſhall be parted and fyned, as is aforeſaid, that it be made ſo fyne, that it maye beare .xii. peny weight of alay in a pounde weyght, and yet it be as good as ſterlynge and rather better than worſe.

Siluer in maſſe molten.

And that euery fynoure put his ſeueralle marke vpon ſuche fyne ſyluer, to beare witneſſe of the ſame to be true, as is aforeſaide, vppon the peine of the valour founde contrarye to be forfeyte, the kyng thereof to haue the one half, and the fynder that can proue it and wil ſue for it in the eſcheker the other halfe. And that no goldſmythe or goldſmythes within this realme, melt or alay any fyne ſyluer, to be for any workes or other entent, but onely for makynge of aneles, for dyuers workes of goldeſmythrie. And for amendyng of plate to make it as good as ſterlyng or better for the common wele of this realme. Nor that thei ſell no fyne ſiluer nor other ſiluer alayed molten into maſſe, to any perſone or perſones, what ſo euer thei be, nor one goldeſmythe to an other. This ordinaunce to be kepte by the goldſmythes in euery point, vpon peine of forfeiture of the ſame ſyluer or the valure therof. The kynge therof to haue the one halfe, and the fynder that can proue it, and will ſue for it in the kynges eſcheker, the other halfe.

Goldſmyths.

Mynt.

Also it is ordeyned by the ſame auctorite, that all letters patentes and graunttes of offices, belongynge or perteynyng to the mynt of our ſouerains lorde the kynge, exerciſed in the ſame with fees and wages therto belonging be from henſforth voyde, and of none effecte.

Cap. iii.

Item it was ſhewed by a petition put to the kynge our ſaide ſouerayngne lorde, in the ſaide parliament, by his ſubiectes and paryſhens of the paryſhe of ſainct Feithes and ſainct Gregories in London, nyghe adioynaunt vnto the cathedrall church of Poules, that it was ſo great concourſe of people, as well

well of his royal person, as of great lordes and estates, with other his trewe subiectes, often tymes was had vnto the saide cathedrall churche, and that moste parte through out the paryshe aforesaide, the whiche often tymes ben greatly annoied and enuenymed by corrupte heires engendred in the saide paryshes, by occasyon of blood and other fouler thinges, by occasion of the slaughter of beaste, and scaldynge of swyne, had and done in the bochecye of saincte Nycolas flesheshamles, whose corrupcion and foule ordure, by vyolence of vncleane corrupte and putrified waters, is borne downe throughe the saide paryshes, and compasseth two parties of the palais, where the kinges moste royall person is wonte to abyde, whan he cometh to the cathedrall churche for any acte there to be done, to the ieoperdous abydyng of his moste noble person, and to ouer great annoysaunce of the paryshens there, and of other the kynges subiectes and strangers that passe by the same: Complaint wherof at many and diuerse seasons, also by the space of. xvi. yeres contynually, as wall by the chanons and pety canons of the saide cathedrall church, landelordes there, as also by many other diuerse of the kynges subiectes of ryght honest hauour vnto diuerse maires and aldermen of the citie of London hath be made, and no remedy dad ne founden: That it please our saide soueraygne lorde of his habundaunte grace to prouyde for the conseruacion as well of his moste royall person, as to socour his poore subiectes and supplyauntes in this behalfe, considerynge that in fewe noble cities and townes or none within christendome, where as trauaylynge men haue laboured, the comnon slaughterhouse of beastes shulde be kepte in any special parte with in the walles of the same, leste it might engendre sickenes, vnto the destructiō of the people. The kyng our souerayne lorde, in consyderacion of the premysses, hath by the aduyse and assent of the lordes spirituall and temporall, and the commons in this sayde parlyament assembled, and by auctorite of the same ordeyned and enacted, that no bocher nor his seruaunt slee no maner beast within the saide house, called the scaldyng house, or within the wal of London, vpon peine to forfayte for euery oxe. xii. d. and euery kowe and euery other beaste. viii. d. The one halfe therof to the kyng our souerayne lorde, and the other halfe to euery of the kynges lieges that will sue for the same, by action of dette. And no protection or essoyne be allowed to any of the defendauntes, agaynst whom any suche action shalbe conceyued. And that in the same action of dette such processe be made, as in other actions of dette sued at the common lawe. And ouer this it is ordeyned and enacted by the saide auctorite, that the saide ordynaunce act and lawe extende and be obserued and kepte in euery citie borough & towne walled within this realme of England, and in the towne of Cambrydge the townes of Barwyke and Carlyle, excepte and forprised. Prouided alwaye that this presente act begynne and take effect at the feaste of the Annunciacion of our lady nexte ensuynge and not afore.

Southerey. London.

Cap. iiii.

Item the kynge our said souerayne lord, for diuers causes and reasonable considerations hym mouyng, by the aduise of the lordes spiritual and temporall, and at the prayers of the commons in the said parlyament assembled,

and

and by auctoritee of the same, hath ordeigned, establissed and enacted, that euery person, of what condition or degree that he bee of, beinge or hereafter be in our said souerain lorde the kynges wages beyonde the sea in Britayne, at his plesure haue the protectionof protecture or moratur, cum clausula volumus. And in the exception of the saide protection there bee made omission of assyse. And that the said protection be alowable in al the kynges courtes and other courtes, where the saide protections shall be pleded, or laid for any of the saide persones in all plees and assise, as well of nouell disseisyn as of freshforce without any difficultie. And it is enacted that the iudgementes to be geuen from henseforth in suche assyse arrained, shall not be preiudiciall to any of the saide persones so beinge in seruice of our soueraigne lorde the kynge in Britayne, as is aforesaide, whiche haue any thing in reuercion or remaindre in landes and tenementes, wherof suche assise bee arrayed, if the namen of those persones, whiche be in the reuercion or the remainder of such landes & tenementes, be not in the said assise, but that the said iudgemente be against all them voide. The saide ordinaunce to endure and be auailable to euery of the said persons, as long as he abideth so in the kinges wages. And if this ordinaunce, touchinge the saide persones so nowe abydynge, or that after shall abyde in the seruyce of the kynges highnes in Brytayne, bee not sufficient for the ese and suertie of them: It is agreed by the same auctoritee, that our soueraigne lorde the kyng, and all the lordes of his counsaile for the tyme being, haue full power in all maner of actions, suites and processes, to graunte to euery of suche persons protection, as shall be in their cause auaileable after their discretion, duringe the tyme that they or any of them continue in the saide armie or warre. Prouided that this acte bee not auayliable to any person for any entree sithen the firste date of this saide parlyamente.

Protection.

Brytayne.

¶ Also it is enacted, that if discente of any landes, or tenementes, or any other right or hereditaments be to any person or persons being within this realme or els where, that that discente be of no greatter effecte to the damages or hurte of the saide persons beinge in the kynges seruice as is aforesaide, than if the saide persones in the kynges seruyce so beinge were within the age of. xxi. yeres. Also it is ordeined by the saide auctoritee, that all such persones as shall passe ouer the sea in the saide voyage, and euery of them, the whiche haue landes and tenementes holden of the kyng or of any other, shall nowe lawfully make therof feoffementes and transmutacion of possession, by dede or dedes, fyne or fines, recoueree or recouerees, for the perfourmaunce at their wylles, without any fyne for the saide feffementes or transmutacion of possession therfore to be made in: And that they and euery of them, their heyres and assignes of euery of theim, bee discharged of all suche fynes by the said act without letters patentes of fyrence or pardon or other discharge for to be had in that behalfe. And furthermore it is also ordeigned and enacted by the saide auctoritee, that if any of the saide persones, so passinge in the saide viage, whiche holde landes and tenementes of the kynge, or of any other by knightes seruyce or otherwyse, wherefore his heire oweth to bee in warde, and fortune in the saide voyage to decease beyonde the sea, or that any

feffe-

feoffement of the same landes and tenementes be supposed to be made by collusion, the heire of the owner of the same landes and tenementes beinge within age, that than the same feoffes, or executours of suche persones so deceased haue the warde and mariage of the heire so beinge within age, and of the landes and tenementes so holden durynge the none age of euery suche heyre to the perfourmaunce of the wyll of the saide persone so deceased, without any accompte, or other thinge therfore to be yelded. Prouided alwaie, that if any persone or persones retemed in the saide armie or voyage resorte and come againe into this realme, discharged of the saide retenue armie and vyage, or after the saide voiage determined, that than any feoffementes made by him or any other to his vse of any of the premisses bee voide and of none effecte to exclude the kynge and his heires or any other, for the warde & maryage of the heire of any of them so comynge into this realme by vertue of this acte. Feoffement.

¶ Item the kynge our soueraine lorde remembreth, bothe as well his highnes and dyuers of his progenitours and predecessours kynges of Englande, haue made and graunted vpon feigned suggestions to dyuers abbottes, pryours, wardeins, maisters, or rulers of other spirituall places, and to their successours, diuers and many letters patentes, some of them to be quitte and discharged of paiemente of dismes, and some of them to be quitte and discharged as well of the gatheryng of dismes as of paiment of dismes, by the which euery disme, whan so euer it be graunted, it is greatly mynisshed, and other places the more greuously charged with gathering of the same: Remembreth also the great charges, that now ben in hand, and that the bering therof must as well be to the relefe of them that haue such letters patentes, as to other of his subiectes: Hath therfore ordeined and enacted by auctorite of the saide parlyament, that all such letters patentes, as for the premisses ben voide and of none effecte, by what so euer names, those persones, to whom the letters be made, be called or named. Cap. v. Letters patentes adnulled. Dismes.

¶ Item for as muche as through the negligence of stewardes foresters, and other kepers within the kynges forestes of Inglewode, in the shyre of Comberlande, and by misusynge of their offyces, the dere and game is destroyed and gone by occasion wherof the saide officers requere none actuall exercyse. It is therfore ordeigned and enacted by auctorite of the saide parlyamente, that all letters patentes made by the kynge our soueraine lorde of any office within the saide foreste, bee from the firste daie of this parlyamente voyde and of none effecte: Prouided that it be ordeigned by the saide auctoritee, that the letters patentes late made by the kynge, to Thomas lorde Dacre, of the office maister Forester of that foreste, stande and be good and effectuall to the same Thomas, after the tenour and effect of the same letters patentes, the saide acte notwithstanding. Prouided also, that this act erende not ne be preiudiciall to Henry erle of Northumberlande, of or for any graunte, letters patentes, or confirmacion made by the kynge our soueraigne lorde to the saide erle Cap. vi. Foreste of Inglewode. Letters patentes adnulled.

¶ Item where as dyuers yomen of the corone and gromes of the kynges ostre Cap. vii.

soue

Yomen of the cozone. Gromes of the chaumber. Letters patētes.

ſoueraine lozdes chaumbze, haue diuers offices and fees graunted to them by his letters patentes foz the conſideracion of their attendaunce in the kynges ſeruice, whiche do noz indeuour not them ſelfe in geuing attendaunce accoz-ding to their dutie. It is therfoze ozdeined, eſtabliſſhed and enacted by the auctozitee of the ſaide parlyamente, that if any of the ſaide yomen oz gromes do not geue their attendaunce aboute the kynges highnes, accozdinge to the ozdinaunce of his chaumbze, that then all letters patentes to them oz any of them made, oz hereafter to any ſuche perſon oz perſones, to bee made be of no better foꝛce ne effecte, but at the kynges pleaſure.

Cap. viii. Dzapers. Taylours.

Item foz as muche as dzapers and taylours, and other in the citee of London, and other places within this realme, that vſe to ſell woollen clothe at retayle by yardes, ſellynge a yarde of cloth at exceſſiue pzyce hauinge vnreaſonable lucre, to the great hurte and impoueriſſhinge of the kynges lyege people byers of the ſame, againſte equitee and good conſcience. Wherfoze it is ozdeined by the kynge our ſoueraigne lozde, by the aduiſe and aſſente of the lozdes ſpirituall and tempozall, and the commons in this pzeſent parlyament aſſembled, and by auctozitee of the ſame that no perſon ſel within this realme at retayle a bzode yerde of woollen clothe, of the fyneſt makyng, ſcarlet grayned oz other clothe grained, what colour ſo euer it bee to any of the kynges ſubiectes, aboue the pzyce of .xvi. ſhyllinges a bzode yerde. And a bzode yerde of woollen clothe, of any other colour out of graine, oz any ruſſet of the fyneſte, not aboue the pzyce .xi. ſhyllinges vppon peine of foꝛfaiture foꝛ euery ſuche yerde ſolde to any of the kynges ſubiectes, aboue the ſaide pzyce .xi. ſhyllynges: And of euery other clothe what ſo euer it be, that is vnder the ſayde pzyce, a bzode yerde to bee ſolde to the kynges ſubiectes after the rate of the goodnes therof. And he that wyll ſue foꝛ any ſuche foꝛfayture, haue an action of dette therof againſte him that ſo doth foꝛfait, in which action none eſſoine ne pzotection be allowable. And the defendaunte not to be admitted to wage his lawe, the kyng to haue the execution of the one halfe therof, and the partie that ſhall ſue, haue the other halfe. This ozdinance to begyn and take effecte from the feaſte of ſaincte Thomas the apoſtle, in the yere of our lozde god. M. CCCC. lxxxi. And the ſame ozdinaunce befoze the ſame feaſt within the ſaide citee to be pzoclaimed.

Woollen cloth.

Cap. ix. Hattes and cappes.

Item that where afoze this tyme it hath bene daiely vſed and yet is, that certaine crafteſmen, named hatters and capmakers, doe ſell their hattes and cappes at ſuche an outragious pzyce, that where an hatte ſtandeth not them in .xvi. pence, thei wyl ſel it foꝛ .iii. ſhillinges, oz .xl. pence: and alſo a cappe that ſtandeth not them in .xvi. pence, thei wyll ſell it foꝛ .iiii. ſhyllynges, oz .v. ſhillynges. And becauſe they knowe well that euery man muſte occupie them, they will ſell them at no eſyer pzyce, to the great charge and damages of the kynges ſubiectes, and againſte all good reaſon and conſcience. Wherfoze it is ozdeined, enacted, and ſtabliſſhed, by the aſſente of the lozdes ſpirituall and tempozall, at the requeſte of the commons in the ſaide parlyamente aſſembled and by auctozitee of the ſame, that no hatter noz capper, noz other perſon, ſell noz put to ſale any hatte to any of the kynges ſubiectes aboue the

pzyce

pryce of .xx. pence the beste, nor any cappe aboue the pryce of two shillinges viii. pence the best, at the most. And for al hattes and cappes vnder the valu to be solde at suche a pryce as the byer and seller maie reasonably agre, vpon peine of forfaiture for euery hatte or cappe otherwyse solde, aboue the pryce aboueseide .xl. shillinges. The one moitie therof to bee to our soueraigne lorde, and the other moytie to the partie that wyll sue and proue the saide forfaiture by action or by actions of dette, by writte at the common lawe, by byll or plainte after the custome of the citee or towne, where it shall fortune suche forfeiture to be, in the whiche lyke procesle, iudgemente, and execution shall be had, as is vsed in actions, billes, or plaintes of dette sued after the course of the comon lawe, or custome of towne or citee aforesaid. And that the defendaunte in any such action, billes, or plaintes be not admitted to doe his lawe nor that any protection or essoine be allowed. This ordinaunce to begin and take effecte fro the feast of saint Thomas the apostle, in the yere of our lorde. M. CCCC. lxxxix. And the same ordinaunce before the same feast within the citee of London to be proclaimed.

Item that where great minisshing and decate hath bene nowe of late time of the naue of this realme of Englande, and ydelnes of the maryners within the same, by the whiche this noble realme within shorte procesle of tyme, without reformacion bee had therin, shall not bee of abilytee ne of strengthe and power to defende it selfe. Wherfore the kyng our soueraine lorde by thaduise of the lordes spirituall and temporall, and at the praiers of the commons in the saide parlyamente assembled, and by auctoritee of the same hath ordeined stablisshed and enacted, that no maner of person, of what degree or condicion that he be, conuete or bringe into this realme, Irelande, wales, Calais, or the marches therof, or Berwike, from the feast of the natiuite of saint John baptiste, that shall be in the yere of our lorde god. M. CCCC. lxxxx. any maner wynes of the growinge of the duchie of Guien or Gascoyne, or woade called Tholouse woade, but suche as shall be conueied, auentred, and brought in shippe or shippes, wherof our saide, oueraine lorde, or some of his subiectes of this his realme of Englande, Irelande, wales, Caleis, or Berwyke, bene owners possessours and proprietaries. And the maister vnder god, and the mariners of the same shyppe or shyppes Englisshe, Irysshe, or walsche, or men of Berwyke, or men of Caleys or of the marches of the same, for the more partie, vpon peine to forfaite the same wynes & woade so brouhte contrary to this acte, the one halfe therof to the kynge, and the other halfe to hym or them that seaseth the same wyne or woade. And also hath ordeined and stablisshed, by the saide auctoritee, that no person inhabited within this realme, other than marchauntes straungers, from the feaste of saincte John, freight ne chartge within this realme or wales any shyppe or other vessell of any alyen or straunger, with any maner marchaundise, to bee carryed out of this realme of wales, or to be brought into the same, yf he maie haue suffycient freighte in shippes or vessels of denyzens of this realme in the same porte where he shall make his freight, vpon peyne to forfaite the same marchaundises, the one halfe therof to the kynge our soueraigne lorde, and the

Cap. x.

Wynes. Woade. Shippes. Mariners.

other

other halfe to hym or them whiche ſeaſeth the ſame marchaundiſes. Prouided alwaie that this acte extende not to any ſhippe or ſhippes, haunge any of the ſaid wares or marchandiſes, conſtrained by tempeſt of wether or enemies to arriue in any porte or place within this realme, ſo that the owners of the ſaid wares and marchandiſes make therof no ſale within this realme, other than for vitailes not repairing of the ſame ſhip or ſhippes, or takling therof, which thei of neceſſitee be compelled to make.

Cap. xi. Drapers.

Item for the encreace and maintininge of drapery and makynge of cloth within this lande, the kynge our ſouereigne lorde, by the aduiſe and aſſente of the lordes ſpirituall and temporall, and the commons in this ſaide preſent parlyament aſſembled, and by auctoritee of the ſame, hath ordeined, eſtabliſhed and enacted, that no maner of perſone by him ſelfe or by any other, bye or bargaine from the firſte date of Marche, that ſhall bee in the yere of our lorde god. M. cccc. lxxxix. any wolles than vnſhorne, or take promiſe of bargayne of any wolles than vnſhorne of the growinge of Barkeſhyre, Orenforde ſhyre, Glouceſter ſhyre, Herforde ſhyre, Shropſhyre, Worceſter ſhyre, Wyltſhyre, Somerſet ſhyre, Dorſet ſhyre, Hampſhire Eſſex, Hartforde ſhyre, Cambridge, Norff. Suff. Kente, Surrey, and Suſſex, or any of them afore the feaſt of the Aſſumpcion of our ladie than nexte enſuing: or bie or bargain any woolles, or take promiſe of bargaine of any woolles that ſhall growe in any of the ſame ſhyres, in any yere or yeres for to come, after the ſaid feaſt of the Aſſumpcion of our ladie, any time before the ſame feaſt of the Aſſumption of our ladie, that ſhall be nexte after the ſherynge of the ſame wolle or wolles, but onely ſuche perſones as of the ſaid wolles ſhall make or do for to be made yerne or clothes within this realme, vppon peine of forfaiture of the double value of the woolles broughte, or to bee bargayned, or taken by promeſſe of bargaine, contrary vnto this ordinaunce. Wolles.

Marchaunt ſtraunger.

For that any marchaunte ſtraunger by hym ſelfe, or by any other perſone, in any yere to come, bye any woolles before the feaſte of the Purificacion of our ladie nexte after the clyppynge or cherynge of the ſame, vpon lyke peine of forfaiture: The one halfe of ſuche forfaiture to be had vnto the kynges vſe, and the other halfe thereof vnto the vſe of hym that wyll ſue the partie that ſo ſhall breake the ſaide ordinaunce. And that any perſone that wyll ſue in that partie, haue an action of dette of the foreſaide forfeiture, and ſuche proceſſe in the ſame action to be had as is in an action of dette at the common lawe, or after the cuſtome of the cite, borough or towne, where it ſhall happe to bee ſued. And that no eſſoine ne protection bee allowed for the defendaunte in that action nor that the ſayde defendaunte therin be admitted to wage his lawe.

Woolle packer.

It is alſo ordeined by the ſaide auctoritee, that no maner perſone beinge ſworne to bee a woolle packer, in any wyſe, after the ſaide firſte daie of Marche, bye or bargaine any maner woolle for any ſuche marchaunte ſtraunger within this realme, vppon peine of forfaiture of the ſame woolle ſo boughte bargained or gathered to the vſe of any ſuche marchaunte ſtraunger. This ordinaunce to endure from the ſaide fyrſte date of Marche, vnto the ende and terme of ten yeres than nexte enſuinge.

Item

¶Item the kynge our ſoueraigne lorde conſidereth, that by the negligence, miſdemeanynge, fauour, and other inordinate cauſes of iuſtices of peace in euery ſhyre of this his realme, the lawes and ordinaunces made for the politique weie, peace and good rule of the ſame, and for the profite ſuertie and reſtfull liuinge of his ſubiectes of the ſame, be not duely executed, according to the tenour and effecte that thei were made and ordeined for: whei fore his ſubiectes bene greuouſly hurte, and out of ſuertie of their bodies and goodes to his great diſpleaſure, for to him is nothinge more ioyous then to knowe his ſubiectes to liue peaſybly vnder his lawes, and to encreaſe in welthe and proſperitee and to auoide ſuche enormitees and iniuries ſo that his ſaide ſubiectes maie liue reſtefully vnder his peace and lawes to theyr encreaſe: He wyll that it be ordeined and enacted by auctoritee of this ſaide parlyamente that euery iuſtice of peace, within euery ſhyre of this his realme, within the ſhyre where he is iuſtice of peace, do cauſe openly and ſolemnely to be proclaimed yerely foure tymes in a yere, in foure principall ſeſſion, the tenour of this proclamacion to this byll annexed: And that euery iuſtice of peace being preſent at any of the ſaide ſeſſions, if thei cauſe not the ſaide proclamacion for to be made in fourme aboueſaide, ſhall forfaite vnto our ſoueraine lorde at euery tyme. xx. ſhillinges. Cap xii. Iuſtices of peace

¶Henricus dei gracia. &c. The kynge our ſoueraigne lorde conſidereth, howe daily within this realme his coine is traiterouſely counterfeited, murders, robberies felonies bene greuouſely committed and done and alſo vnlaufull reteinours, ydelnes, vnlaufull plaies, extorcions, miſdemeninges of ſhiriffes erchetours, and many other enormities and vnlaufull demeanynges daily growen more and more within this his realme, to the great diſpleaſure of god, hurte and enpouerifſhyng of his ſubiectes, and to the ſubuerſion of the polycie and good gouernance of this his realme, for by theſe ſaid enormities and miſchieues his peace is broken, his ſubiectes troubled inquieted and empouerifſhed, the huſbandry of this lande decaied, wherby the churche of Englande is vpholden, the ſeruyce of god continued, euery man therby hath ſuſtenaunce, euery inheritour his rente for his lande, for repreſſynge and auoidynge of the ſaide miſchiefe, ſufficient lawes and ordinaunces bene made by auctoritee of many and diuers parlyamentes, holden within this realme, to the great coſte of the kynge his lordes and commons of the ſame. And lacketh nothinge, but that the ſaide lawes ben not put in due execucion, whiche lawes ought to be put in due execucion by the iuſtice of peace in euery ſhyre of this realme, to whom his grace hath put and geuen full auctoritee ſo to doe ſith the beginning of his reigne. And now it is cummen to his knowlage, that his ſubiectes be littell eaſed of the ſaide miſchieues by the ſaide iuſtices, but by many of them rather hurte than helped: And if his ſubiectes complaine to theſe iuſtices of peace of any wronges done to them, ther haue therby no remedie. And the ſaid miſchieues do encreace, and not ſubdued. And his grace conſydereth, that a greatte parte of the welthe and proſperitee of this lande ſtandeth in that, that his ſubiectes maie liue in ſuertie vnder his peace in their bodies and goodes: And that the huſbandry of this lande may Proclamation.

encreace

encreace, and be vpholden whiche muste be had by due execucion of the saide lawes and ordinaunces: Chargeth and cõmaundeth the iustices of the peace of this his shyre, to endeuoire them to doe execute the tenour of their commission, the saide lawes and ordinaunces ordeined for subduinge of the premisses as they wyll stande in the loue and fauour of his grace, and in auoydinge of the peines that be ordeined if they doe the contrarie. And ouer that he chargeth and commaundeth, that euery man, what degre or condicion that he be of, that let them in worde or dede to execute their saide auctoritee in any maner foureme aboue saide, that they shewe it to his grace. And if they doe it not, and it come to his knowlage by other than by them, they shall not bee in his fauour but taken as men out of credence, and be put out of commission for euer. And ouer this he chargeth and commaundeth all maner of men, as well the poore as the ryche, whiche bee to him all one in due ministracion of iustice, that is hurte or greued in any thinge, that the saide iustice of peace make here, determine, or execute in any wyse, that he so greued make his complaint to the iustice of the peace, that next dwelleth vnto him, or to any of his felowes, and desyre a remedie, and if than he haue no remedie, if it bee myghe suche tyme as his Justices of assyses come in to that shyre, that than he so greued shewe his complainte to the same Justices. And if than he haue remedie, or if the complainte bee made longe afore the commynge of the iustices of assyse, than he so greued come to the kynges highnes, or to his chauncellour for the tyme beinge, and shewe his greefe, and his saide highnes than shall sende for the saide iustice, to knowe the cause why his saide subiectes be not eased, and his lawes executed: wherupon if he fynde any of them in defaute of executynge of his lawes in these premisses, accordynge to this high commaundement, he shall doe to him so offendinge to bee put out of the commission: And furthermore to be punished accordinge to his demerites And ouer that his saide highnes shall not let for any fauour, affection, costes charge, nor none other cause, but that he shall see his lawes to haue plaine and true execucion, and his subiectes to liue in suertie of their landes, bodies and goodes, accordinge to his saide lawes, and the saide mischiefes to bee auoided, that his subiectes may increase in welthe and prosperitee to the pleasure of god.

Complaints.

Cap. xiii. ¶ Item where as vpon truste and priuilege of the churche, dyuers persones haue bene the more bolde to commit murder, rape, robbry, theste, and al other mischeuous dedes, because they haue bene continually admitted to the benefyte of the clergie, as ofte as they did offende in any of the premisses. In auoidynge of suche presumptuous boldenes, It is enacted, ordeined, and stablished, by the auctoritee of this presente parlyament, that euery persone, not beinge within orders, whiche ones hath bene admitted to the benefice of his clergie, eftesones arraigned of any such offence, be not admitted to haue the benefice or priuilege of the clergie, And that euery person so conuicted for murder, to be marked with an, M. vpon the braune of the lefte thumbe. And if he be for any other felonie, the same person to be marked with a. T. in the same place of the thumbe, and those markes to bee made by the gayloure openly in the

Priuilege of Clergie.

Marked in the hande.

the courte before the iudge, er that such person be delyuered to the ordynary. Prouided alway if any person at the seconde tyme of askynge his clergy, bycause he is within orders, hath not there redye his letters of his orders, or a certificat of his ordinary, witnessyng the same: that than the Justices, afore whom he is so arrayned, shall gyue hym a daye by their discrecion to bringe in his said letters or certificat: and if he kayle, and bryng not in at such a date his said letters, nor certificat: than the same persone to lose the benefice of his clergy, as he shall do that is without orders.

¶ Item where afore in the time of king Edward the fourth all feoffmentes giftes, grauntes, dunyses, presentimentes, nominacions, releases, warrantes and confirmacions made to any person or persons, of any castelles, honours, manours, landes and tenementes, or other hereditamentes or auauntages parell or pertaynyng to the erledome of marche, or pertaynyng to any maners, landes, tenementes, or other hereditamentes in demesne or reuersion, parell or pertaynyng to the said Erledome of marche, were made and passed vnder a speciall seale, named the seale of the marches, wherby is growen great vexacion, trouble and diseyte of the subiectes of the kynge our souereine lorde. Wherfore it is enacted, by the auctorite of this present parliament, that al feoffementes, giftes, grauntes, dymises, presentmentes, nominacions, & al other writynges, wherto sealyng is requisite to be made after the feaste of the Purificacion of our lady, in the. v. yere of the reigne of our saide souereigne lorde that nowe is, of any parcell of the saide Erledome, be had done and made by the kyng our said souereine lord, vnder the brode seale of his chauncery, as it is vsed in al other thinges concernyng the crowne, by the course of the common lawe, and by none other seale.

Cap. xiiii.

Erledome of Marche.

Seale.

¶ Item where the mayre of the citie of London, for the tyme being, is conseruatour, hauing the conseruacion of the water and ryuer of Thamise from the bridge of Stanes vnto the waters of Yenbale and Medeway: It is so that within fewe yeres, by tempest of wether and great abundance of waters in the saide ryuer of Thamise, diuerse breches yssues and crekes, haue ben and growen out of the saide ryuer of Thamise, and by the same diuerse pastours medowes and groundes of diuerse persones ben drowned and ouerflowen: In whiche breches issues and crekes, and grounde drowned, the frie and broode of fisshe for the moste parte resteth, and in the same place the saide frie and broode in great multitude dayly is taken by the saide fisshers there, with vnlawfull engins and nettes for baite of eeles and coddes, and also for fedynge of their hogges, to the vtter destruction of the said frie and broode, without a remedy the rather be prouided. The kyng our said souereine lorde by the aduise of the lordes spirituel & temporal, and at the praiers of the commons in the said parliament assembled, and by auctorite of the same, hath ordeined, stablished, and enacted, that the mayre of London, and his successours mayres for the tyme being, haue the conseruacion and rule, and like auctorite in euery of the said breches, issues, and crekes, and grounde so drowned and ouerflowen, as farre as the water ebbeth and floweth, as touchyng the punction for vsing of vnlawful nettes and other vnlawfull inginnes in fisshinge,

Cap. xv.

Mayre of London.

Thamise.

Nettes.

lyke as he and his predecessours haue or hath in the same water and ryuer of Thamis, within the boundes afore rehersed: And to do all other like correction and punisshement there concernyng the reformacion and redresse of vnlawfull nettes and enginnes, as he and his predecessours haue vsed and ought to vse in the saide ryuer of Thames.

Prouided alwaye, that the mayre of London, or his successours mayres for the tyme being, haue not the conseruacion nor rule ne auctorytie in any of the said breches, issues, creekes and groundes so drowned and ouerflowen within the kynges grounde, or beinge within any fraunchises of any person or persones spirituall and temporall, as touchynge the punicion for vsynge of vnlawfull nettes and other vnlawfull enginnes in fyshynge, nor to do any correction or punisshement there, concerning the reformacion and redresse of vnlawfull nettes and enginnes, as the saide mayre & his successours haue vsed and ought to vse in the said ryuer of Thamise. Pryses. Creekes.

Cap. xvi. Ile of wight. ¶Item for as muche as it is to the kynge our soueraygne lorde great suertie, and also to the suertie of this realme of Englande, that the yle of wyght in the countie of Suff. be well inhabited with englishe people, for the defence as well of his auncient ennemies of the realme of Fraunce, as of other parties, the whiche yle is lately decayed of people, by reason that many townes and villages ben beaten downe, and the fieldes diched and made pastures for beastes and cattalles: and also many dwelling places, fermes and fermeholdes, haue of late tyme be vsed to be taken in one mans holde and handes, that of olde tyme were wont to be in many seuerall persons holdes and handes, and many seueral housholdes kept in them, and therby much people inultiplied, and the same yle therby wel inhabited, the whiche nowe by the occasion aforesaid is desolate, and not inhabited, but occupied with beastes and cattalles, so that if hasty remedy be not prouided, that Ile can not be kepte & defended, but open and redy to the handes of the kynges ennemies, whiche god forbede. For remedy wherof, it is ordeined enacted and stablished, by the assent of the lordes spiritual and temporal, and the commons in the said parliament assembled, and by auctorytie of the same, that from henceforth no maner of person, of what estate degre or condicion he is, or shall be, take any seueral fermes, mo than one of any maners, landes, and tenementes, personages, or tithes, within the said yle, wherof the ferme of them all together shal excede the summe of .x. marke yerely. And if any seueral leases afore this time haue ben made to any person or persons of diuerse sundry fermeholdes, vnto the yerely value of .x. marke: then the person or persons, that now holde the same, to chese one or mo of the saide fermeholdes at his pleasure, so that the ferme of them also chosen be not aboue the yerely value of .x. marke, to holde after the fourme of his lease, & the remenaunt from the feste of sainct Myghel the archangel, which shalbe in the yere of our lord .M.CCCC.lxxxx. to cease and be vtterly voyde: and the occupyer and fermer of theim from thense be discharged agaynst his lessour of rent reserued vpon the same leasses. And if any persone do hereafter the contrary of this acte: that then the lessee in that behalfe forfaite to the kynge for euery such takyng .x. li Prouided alwayes Fermes;

that

that thei, whiche haue payed any fynes, or made any buyldyng, or done gret reparacion vpon any ſuche ferme, and be put from the ſaide ferme by reaſon of this acte, ſhall be recompenſed for ſuche buyldyng or reparacion, as right and good conſcience require, that recompence to be adiudged by the diſcretion of the capitaine of the ſaide ile for the tyme beinge, or his lieftenaunt of the ſame in his abſence.

¶ Item where by an eſtatute made at Marlebridge, it was ordeined, that whan tenauntes made feoffementes in fraude to make the lordes of the fee to leſe their wardes, the lordes ſhulde haue writtes to recouer their wardes againſt ſuche feoffes, as in the ſaide eſtatute amonge other thynges apereth more plainly at large. Sith the makynge of whiche eſtatute many imaginacions haue ben had, and yet ben vſed, as well by feoffementes, fynes, and recoueries, as otherwiſe, to put lordes from their wardes of landes holden of them by knyghtes ſeruice: It is therfore ordeyned, ſtablyſhed, and enacted by auctorite of the ſaid preſent parlyament, that the ſaide eſtatute of Marlebourgh be obſerued and kept in all maner of thynges, after the fourme and effecte therof. And ouer that it is ordeined and enacted, by the ſaide auctorite, that if any perſon or perſons, of what eſtate, degre, or condicion he or thei be of, or hereafter ſhall be, ſeaſed in demeane or in reuerſion of eſtate, of inheritaunce, beinge tenaunte immediate to the lordes of any caſtell, manours, landes and tenementes, or other hereditamentes, holden by knightes ſeruice in his or their demeane as of fee, to the vſe of any other perſon or perſones, & of his heyres onely, he to whoſe vſe he or they be ſo ſeyſed dyeth, his heyre beinge within age, no will by hym declared nor made in his lyfe touchyng the premiſſes or any of them: the lorde of whom ſuche caſtelles, manours, landes, tenementes, and hereditamentes ben holden immediately, ſhall haue a writ of right of warde, as well for the body as for the lande, as the lord ſhuld haue had, if the ſame auncеſter had be in poſſeſſion of that eſtate ſo beinge in vſe at the tyme of his deathe, and no ſuche ſtate to his vſe made. And if any ſuch heyre be of ful age at the deathe of his auncеſter to pay a releefe, as his auncеſtre, whoſe heyre he is, had be in poſſeſſion of that eſtate ſo being in vſe at tyme of his deathe, and no ſuch eſtate to his vſe made nor had. It is alſo ſtablyſhed and enacted, by the ſaide auctorite, that ſuche heyre or heyres, ſo being in warde, ſhall haue like action of waſte againſt the ſaide lordes, or againſt them in whoſe warde thei ſo be, as thei or any of them ſhuld haue had, and recouer ſuche damages and ſuche penalties to be to the ſaide lorde and gardeyns as ſhulde haue ben if their auncеſtre had died therof ſeiſed. And ouer if any ſuch lord bryng any ſuch writ of right of warde againſt ſuch perſon or perſonnes, and be barred in the ſame: that than the ſame defendaunt or defendauntes, ſhall recouer damages againſt the ſaid plaintifes for their wrongful veracion in the ſame. Prouided alwayes that this acte begyn to take effect of the heires of them that ſhal die after the feaſt of Eaſter that ſhal be in the yere of our lorde. M.CCCC.lxxxx. Cap.xvii. Wardes.

¶ Item for as muche as by the kynges ſufferaunce, diuerſe coyne of golde and ſyluer, which be not of the kynges proper coyne of Englande, be currant Cap.xviii. Coyne counterfeyted.

in payement within this realme, dyuerse and many euyll disposed persones, perceyuynge that the forgynge and counterfaytynge of suche coynes is neyther felony nor treason, presume & take vpon theim for their singuler auaile and profite, to counterfeyte and forge suche coynes, to the great hurte and prejudice aswell of the kynge our soueraine lorde, as to the hurte of all the kynges subiectes. It is therfore ordeined and stablished, by auctorite of the saide parliament, that the counterfeitynge and forgynge of euery such coyne be adiudged treason, as it is of the counterfeitynge of the propre coyne of the kynge of this realme.

Treason.

Cap. xix.

Item the kynge our soueraigne lorde, hauyng a singular pleasure aboue all thynge to auoyde suche enormities and mischieues, as ben hurtful and prejudiciall to the common weale of this his lande and his subiectes of the same, remembreth that among all other thynges great inconuenientes dayly do encrease by desolacion and pullynge downe, and wylful wast of houses and townes within this realme, and leyinge to pasture landes, whiche customably haue ben vsed in tylthe, wherby ydelnes, which is ground and beginnynge of all myschieues, dayly dothe encrease. For where in some townes. ii. C. persones were occupyed and lyued by their lawefull laboures, nowe ben there occupyed. ii. or. iii. herdemen, and the residue fall in ydelnes, the husbandry whiche is one of the greattest commodites of this realme is greatly decayed, churches distroyed, the seruice of god withdrawen, the bodies there buried not prayed for, the patrones and curates wronged, the defence of this lande against our ennemies out warde, febled and empeyred, to the gret displeasure of god, to the subuersion of the polycy and good rule of this land, if remedy be not purueyed. wherfore the kyng our soueraigne lorde, by the aduise of the lordes spirituall and temporal, and the commons in this said parlyament assembled, and by auctorite of the same, hath ordeined, enacted and stablysshed, that no person, of what estate degree or condicion that he be, that hath any house or houses, that at any tyme within. iii. yeres passed, hath ben or that nowe is, or that hereafter shall be letten for ferme with. xx. acres of lande at leaste, or more, lyenge in tyllage and husbandry, that the owner and owners of euery suche house or houses and lande, to kepe susteyne and mainteyne houses and buildynges vpon the saide grounde, and land conuenient and necessary for mainteynynge and vpholdyng of the said tyllage and husbandry. And if any suche owner or owners of any such house or houses and land, take land & occupie any suche house or houses, and kepe in his or their owne handes, that the saide owner or owners by the said auctorite be bound in like wyse to kepe and mainteyne houses and buyldynges vpon the saide ground and lande conuenient and necessary for the mainteyning and vpholdyng of the said tyllage and husbandry. And if any man do contrary to the premisses or any of them, that than it be lefull to the kynge, if any such landes or houses be holden of hym immediatly, or to the lordes of the fees, if any suche landes ben holden of them immediately, to receyue yerely halfe the value of the issues and profites of any suche landes, wherof the house or houses ben not so mainteined and susteined. And the saine halfe dele of the issues and

Houses of husbandry.

Tyllage.

profites

profittes to haue, holde and kepe to his or their owne vse, without any thyng therfore to be payed or gyuen, to suche tyme as the same house or houses be sufficiently buylded or repayred agayne. And that no maner of freholde be in the kynge, ne in any such lorde or lordes, by the takyng of any suche profytes, of or in any suche landes in no maner of fourme: but onely the kynge and the sayde lorde or lordes, haue power to take, receyue, and haue the said issues and profytes, as is aboue saide, and therfore the kynge or the sayde lord or lordes to haue power to distreyne for the same issues and profittes to be had and perceyued by them, in fourme aboue saide, by auctorite of this present acte.

Cap.xxii. Actions populers

¶ Item that where actions populers in dyuerse causes haue ben ordeyned by many good actes and statutes afore this tyme made, for the reformacion of extorcions, maintenance, oppressions, iniuries, exactions, and wronges, vsed and committed within this realme, whiche actions ben verye penall to all misdoers and offenders in suche actions condemned, and muche profitable as well to the kynge, as to euery of his subiectes, that them will sue and mainteyne, if the same actions so sued and commenced myght be truely pursued without couyn or collusion. But nowe is so commonly vsed within this realme, that if any suche offendours, offendynge in causes where any of the saide actions lie, than the saide misdoers or offenders, in eschewyng to lese the saide penalties, will cause an action populer to be commenced agaynste them by couyn of the plaintife vpon that case, wherin thei haue so offended, or elles if any suche action populer be commenced agaynste any suche sayde offender by good faithe, than the same offendour will delay the saide action, eyther by non apperance, or by trauerse, and hangynge the same action, the same offender wyl cause lyke action populer to be brought against him by couyn for the same cause and offence, that the firste action was sued. And than by couyn of the plaintife in that .ii. action, he wil be condempned, eyther by confession, feyned tryall, or relese, whiche condempnacion or relece so had by collusion and couyn pleted by the saide offender, shall barre the pleintife in the action sued in good feithe, and by these subtyll meanes of collusion and couyn the said good actes and statutes full seldome ben executed against such offenders, whiche causeth them to be bolder to offende the kynge, as well in breakyng of the saide statutes, lawes, and peace, as in robbyng, murderyng exactions takyng, quarels mainteynyng, and the kynges poore subiectes by extorcion and many other vnlaufull meanes oppressyng. Therfore the king our souerayne lorde, in reformyng of the premisses, by the aduise of the lordes spirituall & temporal, and at the request of the said commons in this said present parliament assembled, and by auctorite of the same, hath ordeyned, stablished and enacted, that if any person or persons hereafter sue with good feith any action populer, and the defendant or defendantes in the same actiõ plede any maner of recouery of action populer in barre of the saide action: or els that the same defendaunt or defendantes plede, that he or thei before that tyme barred any suche pleintife or pleintifes in any suche the action populer that then the pleintife or pleintifes in the action taken with good faith, may

Collusion.

auerre, that the saide recouere in the sayde action populer, was had by couyn, or elles to auerre, that the saide playntyfe or pleyntyfes was or were barred in the saide action popular by couyn, that than if afterwarde the said collusion or couyn so auerred, be lawefullye founden, the pleyntife or pleyntifes in that action sued with good faithe, shall haue recouerie accordyng to the nature of the action, and execucion vpon the same, in likewyse and effect as thoughe no suche afore had be had. And ouer that it is enacted and ordeined, by the auctoritie afore saide, that in euery suche action popular, wherin the defendaunt or defendauntes shall be lawefully condemned or attaynted of couyn or collusion, as is aforesaide, that euery of the same defendauntes haue enprisonement of two yeres by processe of capias and vtlegarye, to be sued within the yere after suche iudgement had, or at any tyme after, tylle the said defendaunt or defendauntes be had and enprisoned, as is aforesaid and that as well at the kynges suite, as of euery other that wyl sue in that behalfe. And that no release of any common person hereafter to be made to any suche partie, whether before or after any action populer or inditement of the same had or commenced or made, hangynge the same action, be in any wyse auayleable or effectualle to let or to surcease the sayde action, enditement, processe, or execucion. Prouided alway that no pleintife or pleintifes be in any wise receyued to auerre any couyn in any action populer, where the poynt of the same action, or elles that couyn or collusion haue ben ones tryde or lawfullye founde with the pleintife or pleintifes, or agaynste them, by tryall of twelue men, and not other wise

Cap. xxi.

Frye of fisshe.

Item where diuerse statutes and ordinaunces, for saueynge and keppynge of frie and brode of fisshe in fresshe riuers of this realme before this time haue ben made and ordeined, but for sauyng and keppyng of frie and brode of fisshe resortyng out of the sea and salte waters, into haueris and creekes within the saide realme, any ordinaunce generall hath not ben purueyed ne made, how be it, it were full requisite and profitable to all the commons of this realme and specially to the kynges subiectes and inhabitantes nyghe and ioynyng to the Nasse & hauen of Orforde in the countie of Suff. within whiche Nasse & hauē there is yerely gret multitude of spawne and brode of al maner fisshes of the sea, and there wold largely increace and multiply, if they might there conueniente tyme be suffered to abyde. But nowe it is so, that in late dayes,

Stalbotes.

in taking of a fewe great fisshes, certayne persons for a singular couetise and lucre, haue vsed to set and ordeyne certayne botes, called stalbotes, fastened with ancres, hauynge with them suche maner vnreasonable nettes and engins, that all maner frie and brode of fysshe, in the saide hauen multiplyed, is take and destroyed, as wel great fisshes vnreasonable, as the said frie and brode to numbre innumerable, with the whiche frie and brode the saide persons with parte therof fede their hogges, and the residue they put and lay in gret pittes in the ground, which els wold turne to such perillous infection of the ayre, that no person thither resorting, shulde it abyde or suffer: to the gret hurt of the kynges liege people within this realme, & specially to the kinges subiectes & inhabitantes within the shyere of Norff. and Suff. & also causeth

great

greate scarsitye of fysshe in those countreys, where afore this tyme was wonte to be great plentye, whereforе the kynge our saide souerayne lorde of his noble grace, by the aduyse of the lordes spirituall and temporall, and at the prayer of the saide commons, in the saide parlyament assembled, and by auctorite of the same, hath ordeyned establysshed and enacted, that all suche stalddes nettes and engynes aforesaide, from the firste daye of Apryll, that shall be in the yere of our lorde god. M. CCCC. lxxx. be not occupyed nor vsed for the destroyinge or takyng of any kyne or brede of fysshe, within the haunte aforesaide, vppon payne of forfeyture of. x. li. at euery tyme that any person shall happen to do contrarye to this ordinaunce. The one halfe therof to be to the kynge, and the other halfe to hym that shall happen to fynd the same forfeyture, and shewe the same by informacion into the kynges escheker. And ouer that it is ordeined, by the authoritie aforesaide, that Justices of peace of the shyres of Norfolke and Suffolke for the tyme beynge, haue auctorite and power to enquyre in their seuerall sessyons, of all the botes nettes and engynes, vsed or occupied contrarye to this ordynaunce aforesaide, and the offenders therin before them presented to punysshe, as by their discrecion shall be thoughte lawfulle and reasonable. This acte and ordinaunce to endure vnto the begynnynge of the nexte parlyamente. Nettes.

Item in the saide parlyamente it was shewed vnto the kynge our souerayne lorde, by the wardeyne and felowshyppe of brouderers in the cytie of London, and of euery other citie towne and place of this realme, that where throughe minisshing of the weyght of Venice, Florence, and Jeane gold, and the vntrue packyng therof, as well the saide brouderers as other the kynges subiectes, dyers of broudred workes within this realme, susteyne and beare greate losse hynderaunce and disauauntage. For where in tymes paste the pounde weyghte of golde of anye of the sayde countreys, of Venice, Florence or Jeane, was wonte to kepe the full weyghte of. xii. vnces, and than commonlye solde at. xxxiii. shyllynges. iiii. pens, or there aboute, the golde packed, whiche thei nowe selle for a pounde weyeth, weyght not aboue seuen vnces, and solde for. iii. li. sterlynge the packe. And also the bryngers into this realme of the sayde golde, so deceyuable and vntrulye packen the saide golde, that the threde and coloure vnder the fyrste shewe, is greatter and courser, than is shewed in syghte, and not accordynge to the outwarde shewe, to the vtter impouerysshynge of the saide broderers, and also greate charge and disauauntage of the dyers of broudred warke, as is aforesaid. Wherfore the kyng our said souerayne lord, by the aduyse and assente of the lordes and the commons in this present parlyament assembled, and by auctorite of the same, hath ordeyned establysshed and enacted, that no person of what degre or condicion he be, from the feast of Ester, that shalbe in the yere of our lord god. M.cccc.lxxxv. bryng or put to sale within the said realme, any gold of Venice, Florence, or Jeane, as for a pound weight, but if the same gold so put or offred to sale for a pound weight, conteine in the weight fully. xii. vnces. And also Cap. xxii. Brouderers. Denise gold.

that the same golde so packed, be in greatnes of thede and colour wrought accordynge to the outwarde shewe therof, vppon peyne of forfayture of the sayde golde, solde or put to sale for a pounde weight, not weyinge fully. xii. vnces, or not wrought in greatnes of thede and in colour accordynge to the outwarde shewe, or els the value therof: The one halfe of the sayde forfayture to be to the kynge our soueraygne lorde, and the other halfe to hym or them of his subiectes, that shall sease and proue the same forfaytures by actions of dette at the common lawe, or by bill or playnt after the custome of the citie or towne, where shall fortune any suche forfaytures to fall and be: in whiche actions the defendaunt shal not be admytted to do his lawe, nor any essoyne ne protection shall be for suche defendant allowed. Prouided that this acte, afore the saide feaste of Easter, within the citie of London be proclaymed. This acte and ordynaunce to endure vnto the begynnynge of the nexte parlyament.

Cap. xxiii.

¶ Item where in a parlyament begon and holden at Westmynster the. xvi. day of January, the. xvii. yere of kynge Edwarde the fourth, among other it was ordeyned by auctorite of the same parlyament, that no persone shulde carye ne make to be caryed out of this realme or Wales, from no part to the same, any maner of money of the coyne of this realme, nor money of the coyne of other realmes, landes or lordshyppes, nor plate, vesselle, masse, bullion nor iewelles of golde garnysshed or vngarnysshed, or of syluer without the kynges lycence, but suche persons as bene dispensed within the statute made in the. ii. yere of the reigne of the kynges blessed vncle king Henry the fourthe, and in other diuers statutes made vpon peine of felony, and to be demed and reputed as a felon, the same felony to be harde and determyned in like maner and fourme, and afore such persons as other felonies vsually were herd, and determined within this realme, as in the saide statute more playnelye dothe apere, the whiche statute and ordynaunce was made to endure from the feast of Ester, in the. xviii. yere of the reigne of the saide kyng Edwarde the fourth, vnto the ende of seuen yeres than next ensuing: sythen the whiche seuen yeres expyred, the golde and syluer of the coyne of this realme hath and daylye is and bene caryed and conueyed into Flaunders, Normandy, Brytayne, Irlande, and other partyes beyond the sea, as well by marchauntes straungers as by denyzens, to the greate impouerysshynge, of this realme, and greater is lyke to be, without remedy therfore haskely be prouided. The kynge our saide soueraigne lorde, the premysses consydered, by the aduyse of the lordes spirituall and temporal, and at the prayers of the cõmons in the said parliament assembled, and by auctorite of the same, hath ordeined, enacted, and stablisshed, that the saide statute made in the saide. xvii. yere of kyng Edwarde the fourthe be and stande a statute good and effectuall with all the premisses in the same, and be obserued, kepte and put in due execucion, from the feaste of the Purificacion of our lady, that shall be in the yere of our lorde. M. cccc. lxxxix. and to endure vnto the ende of. xx. yere nexte supynge. And ouer that by the same auctorite it is ordeined and enacted, that no persone dwellynge or inhabytynge within this realme, from the saide feast of the Purificacion,

Money. Plate. Bullion. Iewelles. caried ouer sea.

Felonye.

paye

paye or delyuer wyttyngly by waye of exchaunge, or otherwyse, to any marchaunt or other person borne out of the kynges obeysance, for any marchandyses or wares, or anye other wyse any maner peces of golde coyned in this realme, or any other realme, or any plate, vesselles, masse, bullion, ne iewell of golde wrought or vnwroughte, vpon peine to forfeite and lese the double summe, or the double value of al suche money of golde coyned plate or vessel, masse, bullyon or iewell of golde or syluer, payed, delyuered, or eschaunged, contrary to this acte, the one halfe of the same forfeyture to be to the kynge our souerayne lorde, and the other halfe to any of his subiectes that wil sease it or sue for any such payement deliuerance or eschaunge made or to be made contrary to this acte, and that it be leful to the kynges subiectes in this cause to sue for the said forfeiture by action of dette by wrpt of the common lawe, by byll or pleynt after the custome of the citie, porte, or towne where it shall happen any forfeyture to fal and be, or by informacion to be made in the kynges escheker. And that no protection nor essoyne be allowable in any such action or informacion. Golde payed to straungers.

¶ Item where it was ordeyned in the tyme of kynge Edwarde the fyrste, by the statute De finibus, that notes and fynes to be leuyed in the kinges courte afore his iustices, shuld be openly and solempnly redde. And that plees in the meane tyme shulde seace. And this to be done by two dayes in the weke, after the discrecion of the iustices, as in the saide statute more playnely appereth. The kynge our souerayne lorde consydereth that fynes oughte to be of the greattest strengthe to auoyde stryffes and debates and to the fynall ende and conclusion, and of such effect were taken afore a statute made of none claime, and nowe is vsed the contrary, to the vniuersall trouble of the kynges subiectes, wyll therfore it be ordeyned, by the aduyse of the lordes spirituall and temporall, and the commons in the saide parlyament assembled, and by auctorite of the same, that after the ingrossynge of euery fyne to be leuied, after the feast of Easter, that shall be in the yere of our lorde. M. CCCC. lxxxx. in the kynges courte, afore his iustices of the common place, of any landes tenementes or any other hereditamentes, the same fyne be openly and solemly red and proclayned in the same courte the same terme, and in three termes than next folowynge the same ingrossynge in the same court, at foure seueral dayes in euery terme: And in the same tyme that it is so red and proclayned, all plees to ceasse, and the saide proclamacions so had and made, the fyne to be fynal ende and conclude as wel priueys as estraungers to the same, except women couert other than ben parties to the said fyne, and euery person than beynge within age of. xxi. yeres in prison, or out of this realme, or not of hole mynde, at the tyme of the saide fyne leuyed not parties to such fyne. And saupynge to euery person or persons, and to their heires, other than the parties in the sayde fyne, suche ryghte clayme and interest, as they haue to or in the said landes, tenementes, or other hereditamentes, tyme of suche fyne ingrosed. So that thei pursue their title, clayme or interest by waye of action or laufull entre within fyue yeres next after the saide proclamacions had and made. And also saupynge to all other persons suthe action right title, clayme Cap. xxiiii. Fines leuied.

and

and interesse, in or to the saide landes, tenementes, or other hereditamentes, as first shal growe, remayne, or dyscend or come them after the saide fine ingrossed and proclamatiō made, by force of any gift in the tail, or by any other cause or mater had and made before the said fine leuyed, so that thei take their action, or pursue their said right and title accordynge to the lawe, within. v. yeres nexte after such action, righte, clayme, title, or interesse to theim accrued, descended, fallen or come, and that the saide persons and their heyres maye haue their saide action against the persone of the profytes of the laid landes and tenementes and other hereditamentes tyme of the said action to be taken and if the same persones at tyme of suche action, righte and title accrued, descended, remayned, or come vnto theim be couert de baron, or within age, in prison, or out of this lande, or not of hole mynde: That than it is ordeined by the said auctoritie, that their action, right, and title to be reserued and saued to them and to their heyres, vnto the tyme thei come and be at their ful age of. xxi. yeres, out of prison, within this lande, vncouerte, and of hole mynde, so that thei or their heyres take their saide actions or their lawfull entre accordynge to their ryght and title, within fyue yeres nexte after that thei come and be at their ful age, out of prison, within this lande, vncouerte and of hole mynde. And the same actions pursue, or other lawfull entre take, accordyng to the lawe. And also it is ordeyned by the auctoritie aforesaide, that all such persounes as be couert de baron, not partie to the fine, and euery person beyng within age of. xxi. yeres, in prison or out of this lande, or not of hole mynde at tyme of the saide fynes leuyed and engrossed, and by this saide acte afore excepte, hauyng any right or title or cause of action to any of the saide landes and other hereditamentes, that thei or their heyres inheritable to the same take their saide actions or lawfull entre accordynge to their right and title, within. v. yeres, nexte after thei come and be of age of. xxi. yeres, out of prison, vncouert, within this lande, and of hole mynde, and the same actions sue, or their lawfull entre take and pursue accordyng to the lawe. And if thei do and take not their actions and entre as is aforesaide, that thei and euery of them and their heyres, and the heyres of euery of them be concluded, by the said fynes for euer, in lyke fourme as thei ben that ben parties or priuyes to the said fines. Sauing to euery person or persons, not party nor priuie to the saide fyne, their exception to auoyde the same fyne, by that that those were parties to the fine, nor any of them, nor no person, no persons to their vse, ne to the vse of any of them, had nothyng in the landes and tenementes comprysed in the saide fyne at the tyme of the said fyne leuyed. And it is ordeined by the said auctority, that euery fyne that hereafter shall be leueyed in any of the kynges courtes, of any maner landes tenementes and other possessions, after the maner vse and fourme, that fynes haue bene leueyed afore the makynge of this acte, be of lyke force, effect and auctoritie, as fynes so leueyed be or were afore the makynge of this acte, this acte or any other acte in this saide parliament made or to be made, notwithstandyng. And euery person be at his lyberte, to leuy any fyne hereafter, after his pleasure, whether he wyll after the fourme conteyned: and ordeyned in and by this acte, or after the maner and fourme afore tyme vsed.

¶ The

¶ THE FOVRTH parlyament holden at Weſtmynſter the vii. yere of the reygne of kyng Henry the. vii.

FOr as much as it is notoryouſlye knowen, that the kynge to his great coſtes and charges hath ſent his ambaſſadours to Charles his aduerſary of Fraunce, to haue had a conueniēt peace with him, & to haue his right without effuſion of chriſten bloude, which was refuſed: Wherfore the kynge, by the grace of god, in whoſe handes and diſpoſicion reſteth all victorye, hath determined him ſelfe to paſſe ouer the ſea, into his realme of Fraunce, and reduce the poſſeſſion therof by the ſaid grace to him and to his heyres kynges of Englande, accordyng to his rightfull tytle, wherby he truſteth not onely to bryng this his realme to the auncient fame and honour, but alſo to enrich and ſet in perfyte peace and tranquilite, his ſubiectes of the ſame, truſtynge that therby the more parte of all chriſten realmes ſhalbe in the more perfite peace and trāquilite, and the better diſpoſed to ſerue god, whiche can not be done by al lykelyhode without batail, as wel on the ſea as in other places beyond the ſea, wherin almyghty god muſt be iuge, in whoſe defence mercy and goodnes the kinge putteth his full truſt aboue all other thinges, howbeit many tymes by thinordynate couetiſe of capitaines, retayned with princes afore this tyme, greate part of noumbre of ſouldyours, for whom ſuch capitaines haue endented with princes at tyme of nede, haue lacked of their noumbre of ſouldyours, wherby great ieopardies hath enſued, and irrecuperable damages there may enſue, if remedy be not therfore forſeen and had. Be it therfore ordeined, by the auctority of this preſent parliament, that if any capitaine be retained, or hereafter ſhalbe, to ſerue the kinge on the ſea, or beyonde the ſea, in feate of warre, whiche hath not his or their hole and perfyte noumbre of men and ſouldyours, accordyng as he ſhall be retayned with the kyng, or gyue not them their ful wages without ſhorting, as he ſhall receyue of the kynge for theim, excepte for tabettes, for theim that receyue lande, wages that is for to ſaye. vi.s. and. viii. d. for a yeman, and xiii.s.iii.d. for a gentylman for a hole yere, he ſhall for ſuche defaute forfeyte to the kynge all his goodes and catalles, and their bodyes to priſon. Cap. i. Capitaine.

And that euery capitaine, petycapitaine, and all other hauyng vnder theim retynue of any ſouldeour or ſouldeours at the kynges wages, ſhall vpon the peyne aforeſaid, paye to their retynue of ſouldyour, or ſouldeours, and euery of the ſame, the wages ratably as is alowed vnto theim by the kyng our ſouuerayne lord, or the treſourer of his warres, without leſſyng or withdrawyng of any part therof: And for as long tyme as thei ſhall receyue wages for thē, this payment vnto the ſaid retinues and euery ſouldeour of the ſame, of their capitaines and petycapitaines alwaies within. vi. daies next and immediatly after that the ſaide capitaine petycapitaine or other ſhall haue receiued their wages of the kyng or of the Treſourer of his warres, or of their lordes or maiſters. And if any ſouldeour beyng no capitaine, immediatly retayned with the kynge, whiche hereaftes ſhalbe in wages and retained, or take any Souldyours.

preeſt

preest to serue the kynge vpon the sea, or vpon the lande beyonde the sea, departe out of the kynges seruice without lycence of his capitayne, that suche departyng be taken, demed, and adiudged felonye. And that he so offendyng suffre for the saide offence punyshement and execucion of felonye. And for as muche as his offence stretcheth to the hurte and ieopardye of the kynge our souerayne lorde, the nobles of the realme, and of all the commone wele therof, that therfore he or thei so offendyng enioy not the benefice of his clergie. And that it be ordeined by the saide auctorite, that all the iustices in euery shyre of Englande, where as any such offenders be taken, haue power to enquyre of the said offences, and the same to here and determine as thei do and maye do of felonye trespasses and other offences expressed in the kynges commissyon to them made, as though the said offences were done in the same shyre. And also that the saide departyng of suche souldeours, and also their retaynours, if it be trauersed, be tried in the same shyre, where they be for suche cause arested and arayned. Prouided alway that no maner of capitayne be charged by this acte for lacke of his noumbre retayned, as is aboue sayde, whole souldeours shall happe to dye or otherwise departe, nor in the defaute of the capitayne, so that the said capitaine, if he be at lande wages, shewe the departyng or lackyng of his souldeour within. x. dayes after the lackyng of the saide souldeour, vnto the Tresourer of the warres: or if the capitaine be at sea wages, if he shewe the departyng or lackyng of the saide souldeour so lackynge, to the Admirall of the naupe where he is retayned, at nexte metyng with the said Admiralle.

Felony.

Iustices of peace

Cap. ii.

Where by the grace of almyghty god, the kyng our souerayne lorde entendeth in his royal person to take his viage royal into the realme of Fraūce against his auncient enemyes of the same realme, accompanyed in the same vyage with great multitude of the honourable actif persons and trewe subiectes of this his realme of Englande, as well for the defence of his moste noble persone, as for the defence of theim selfe, and of the inhabitauntes within this his sayde realme of Englande, to the highe laude, fame, and praise of the kyng our souerayne lorde, and of all those whiche shall accompany him in the sayde vyage eyther by sea, or by lande. Wherfore the kynge our souerayne lorde, by the aduyse and assent of the lordes spirituall and temporall, and the commons of this present parliament assembled, and the auctorite of the same, enacted, ordeineth, and establysheth, that euery person, of what condicion or degre that he be of, beyng or hereafter shalbe in our said souerayne lorde the kynges wages beyond the sea, or on the sea, at his pleasure haue the protectiō of protectū or mozatū, cum clausa volumꝰ. And that the said protection be allowed in all the kynges courtes, & other courtes, where the saide protections shal be pleded or layed for any of the said persones, in al plees, plees of dowere in the wrytte of dowere, Vnde nichil habet: quare impedit. and assyse of darreyngne presentment, except. Prouided that this acte be not auayable to any person for any entre sythe the first daye of this present parlyament. Also be it enacted that the iugementes to be gyuen from henceforth in suche assyse arrayned or to be arrayned, shall not be preiudiciall to any of the

Protection.

Iugement.

the persones so beynge in the seruice of our soueraygne lorde the kynge, as is aforesaide, whiche haue any thynge in reuersion or remaindre in landes or tenementes, wherof suche assyse be arrayned, if the name of those persones, whiche be in reuersion or the remaindre of suche landes and tenementes, be not in the said assyse, but that the saide iudgement be against them all voide. Also be it enacted, that if any discente of any landes or tenementes, or any other right or hereditamentes, be to any person or persons, beyng within this realme or els where, that the discente be not greater in effecte to the damages or hurte of the said persones beynge in the kynges seruice as is aforesaide, than if the saide persones in the kynges seruice so beynge were within age of xxi. yeres. Also be it enacted by the same auctoritie, that euery of the persones passyng in the said viage, may by their wrytynges vnder their seale, make theyr attourney to entre into all their landes and tenementes, rentes and seruices, whiche to them be cummen by discent, reuerter, or remainder. And also to all maner of suytes, as well suyte seruice as suyte royall, and to make feoffementes of landes, and to make grauntes of rentes, reuersions and seruices. And also to attourne, and all other thinges to do accordyng to the entent and effecte of his warraunt for and in his name, as plenary and frely as he him self shuld do, as well where that the said warraunt of attourney is made beyond the sea, as on this halfe. And if it fortune, that in the execucion of any article compryled in the said warraunt, any man will trauers, that the said warraunt is not the dede of him that is named to be the maker of the saide warraunt: then that yssue shal be tryed, where the attourney named in the said warraunt putteth the said article in execution. The said ordinaunce to endure and be auayleable to euery of the saide persons, as long as he abydeth so in the kynges wages.

Dyscent.

Attourney.

¶ Be it also ordeined by the same auctoritie, that they and their feoffes to the vse of euery of them, may haue, and haue licence vnder the kynges great seale, without any fyne or fee by them to be payed, to make feoffementes alienacion and grauntes of their honoures, castelles, maners, landes, tenementes, rentes, seruices, annuytes, and other their hereditementes and possessions, with their appertenaunces, accordyng to their right tytle and interesse that thei or any of them haue in the same, to suche as shall please them. And the same feoffes to receiue the same honours, castels, and other the premisses, of what maner estate shal plese them, accordyng to their said interesse, to that entent that thei therof maye make their wylles for payement of their dettes rentes and charges, and other thynges. And if it happen any suche owner, to whose vse the saide feoffement shall be made to dye, duryng the saide viage, and in the saide seruice beynge with the kynge, his heyre beynge within age, that al such feoffes, or other suche persons as the same feffour or owner shal depute and assygne, shall haue the same honoures, castels and other the premisses with the appertenaunces, to the vse and perfourmyng of the wil of the same person or owner, that so disseseth, immediately from the deathe of the same person or owner so dyenge, duryng the tyme of foure yeres than nexte ensuynge after his dethe. And if any suche person come or retourne with the

Cap. iii. Feoffements.

kyng

kynge, that the same feoffes, or suche persons as the same owner shal depute, shall haue the same landes and tenementes, towardes perfourmaunce of the same will, by thre yeres immediatly insuing after the same retourne. And if any suche person so retournyng, lyue thre yeres after any suche retourning or after that the saide foure yeres afore expressed be expired, that from thensforth the same person, his feoffes nor executours, nor the same other persons shal take no benefite nor profite by this acte, but that euery suche feoffement from thensforth be no lengar in his force strengthe nor effect. And be it ordeined by the said auctoritie, that the kyng our soueraygne lorde haue the maryage of the heyres beynge within age of the persons so going with the kyng in his viage, if the same person so goyng, holde of the kynge any landes by knyghtes seruice tyme of decease, in lyke maner and fourme as if this acte had not be made, and none otherwise. And ouer that the profites of the saide land, during the none age of any such heyre, after the said .iiii. or .iii. yeres determined and expyred as is aforesaide. Also be it enacted by the saide auctoritie that if it happen any of the auncesters of the sayde persons, so beynge in the kynges wages, to dye, holdynge any lande or tenementes, or other hereditamentes of the kynge in suche wyse as he by the ordre of the common lawe ought to sue lyuere for the same out of the kynges handes, the said person then beyng in the saide viage, and of full age, to haue lycence of the kyng our soueraigne lorde to entre by them or their attourney, into the saide manors, landes and tenementes, and other hereditamentes: And that entre by force of the saide lycence, be as good and auaylable to him and to his heires as though he had sued lyuere out of the kynges handes, of the premysses by course of the common lawe. And also be it enacted by the same auctorie, that for as muche as sargeauntes of armes, that bene purposely ordeined for the personalle attendaunce of the person of our soueraygne lorde the kynge, and thei to awayte of suche noble persons as shall please his highnes to assygne them. Therfore if any sergeaunt of armes, haynge any fee for the saide office, go not with the kynges grace in this vyages ouer the sea, hauyng no licence of the kynges highnesse vnder the greate seale to be out of the sayde armye, that he forfeyte his fee graunted to hym for exercisynge of the said office. And that it be ordeined by the same auctoritie that if any person beynge seysed of any landes or tenementes in fee symple, holdynge of the kynge in chiefe by knyghtes seruices, and make feoffement therof by the kynges lycence as is aforesaid, that the same feoffement be good to the wylles of suche persons so goynge with the kyng be performed, so vnder condicion that he dye in the seruice of the kynge beynge beyonde the sea. Prouided alway that the saide feoffement of landes in fee symple be not preiudiciall to the heyres of suche feoffour for any tytle in tayle, or to any other of the kynges subiectes for any other tytle to the same before the said feoffement. Also be it ordeined, that if any person goynge ouer with the kyng, hath couenaunted or shall couenaũt or agre, that his son or doughter shall espouse or mary son or doughter of any person, that the same couenaunt or agrement stand good and effectuall against the kyng and his heires, and the kyng to be excluded of the va-

lue

lue of the marriage therof, or therfore, though so be any of the saine sonnes or doughters, so to be maried or espoused, be within the yeres of consent, so that those espousels be solemnised in church, chapel, or oratory before the kynges departing: And so the same person so going, dissease in the kinges seruice, the kyng beyng beyond the sea.

Cap. iii. Weights and measures.

Prayen the commons in this present parliament assembled, that where as wel by the chartre of Magna carta, as by other diuers ordinaunces and statutes, made in diuers parliamentes in the tyme of your noble progenitours and predecessours, it hath bene ordeined, that one measure and one weyghte shulde be throughout all this realme of Englande, whiche weyght and measure shulde be accordyng to the standarde of your escheker: And that euery man shulde bye and selle by the same, and with none other vpon certayne peines and forfeitures lympted in the sayde statutes and ordinaunces, as in theim more plainly it doth appere, whiche statutes and ordynaunces haue not in tymes passed, ne yet be put in due execuciō. Wherfore of your most blessed disposicion, entendyng reformacion in the premisses, and that indifferent iustice shuld be had and exercysed among all your subiectes with this your said realme, accordyng to the effect of the said statutes and ordinaunces: and considerynge that in diuers partes of your said realme there be vsed measures and weyghtes, some more large than the said standard, and some lesse, by cause that the very true measure of the said standarde is not to al your trewe lyeges verely knowen, at your owne proper coste and charge haue do lette make both weyghtes and measures of brasse accordyng to your very trewe standarde: which it may please your said grace, by the aduyse and assent of the lordes spiritual and temporal in this present parliament assembled, and by auctorite of the same, to ordeine, stablisshe, and enact, that the saide measures and weyghtes of brasse be delyuered to the cytezens and burgeyses of the chiefe cities or shyre townes or boroughes of euery shyre of this realme, in this parliament nowe beyng, or to the chiefe officers of euery suche cities, shyre townes, or boroughes, where suche cytezens and burgeyses lyke by endenture therof to be made betwene the treasorer of Englande or vnder tresorer for the tyme beyng: And the saide cytezens, burgeyses, and other chiefe officers aforesaide, so theim receyuynge, cause to be conueyed to that citie, towne, or borough, that thei be of, at the coste and charge of the saide citie, towne, or boroughe, and to be delyuered to the mayre, shyrysse, bayliffe, or other the chiefe officer of the same, there to rest as your tresour in the custody of the saide chiefe officer of the saide citie, towne, or borough, for the tyme beynge, and of his successours for euer, to the entent that as wel all weightes and measures within the saide cytye, towne, or borough, as the measures and weyghtes within the saide shyre maye be corrected, reformed, amended, and made accordynge and after the measure of the said standarde, before the feast of saincte Myghell the archaungell nexte commyng. And that the saide chefe officer for the tyme being in euery such citie, towne, or borough, haue for that cause a speciall marke or seale, to do marke euery suche weyghte and measure so made to be returned and brought vnto him, within fraude or

Marke. Seale.

delaye

belaye. And that he take for his labour for sealynge of euery bushell. i. d. of euery other measure. ob. of euery. C. weight. i. d. of euery di. C. ob. And of euery weight vnder. qr. and not aboue, vpon peine to forfett for euery tyme that he refuseth or doth the contrarie. xl. s. the one halfe therof to be to our soueraine lord, and the other halfe to him that is greued and wil sue in that behalfe by action of det, to be recouered after the course of common lawe. And that the defendaunt in any suche action be not receyued to wage his lawe.

Justices of peace

And that the Justices of peace in euery shyre of Englande haue full auctoritie and power to enquire, here, and determine the said defautes. And ouer that that open proclamacion be made in euery shyre of this your said realme that no man bye ne sell after the saide feaste of sainct Michell, by any other weight or measure, than is according to the said standard, vpon such peines and forfeitures as is ymitted in the said statutes.

Cap. iiii.

London.

Chalenge.

Prayen the commons in this present parliament assembled, that where of long time vsed in any issue to be tried within the citie of London, a chalenge commonly called (Riens deyns le gard) hath be admitted for a good chalenge, so that none yssue coulde be tried in no warde, without that there were foure sufficient personnes of lyuelode to the yerely value of. xl. shillynges, aboue all charges within the same citie, & dwellyng or hauyng any lyuelode within the same warde. And it is so now, the cause god knoweth why, that there is no warde, or elles but fewe, and in especialle in plee of lande, that any plaintife or demaundaunt can haue sufficient tryall in his mater, as euidently is knowen, for cause of the chalenge aforesaide, for in the most parte of wardes as nowe there bene none sufficient: and if any be, there are none officers that dare somon theim, or elles if thei be somoned, thei wyl not appere, their hauoure is so great, and their aperteinaunces so lytell: That it please your most habundaunt grace, by the aduise of the lordes spirituall and temporall, and by the auctoritie of this present parliament, to ordeine for the common weale of your true subiectes, establisshe and enacte, that from henceforth the chaleng commonly called Riens deinsle gard, be no chaleng, but vtterly voyde and of none effecte: Sauing to euery person all maner of other challenges what so euer thei bene according to lawe.

Cap. v.

The kyng our soueraigne lorde remembreth, howe as well his highnes as diuers his progenitours & predecessours kinges of England, haue made & graunted as wel vpon feined suggestions as otherwise, to diuers abbottes, priours, gardeyns, kepers, maisters, and rulers, or soueraines of spirituall places and to their successours, diuers and many graauntes and letters patentes, that they and their sucessours, and their tenauntes and seruauntes reseaunte vpon their landes and tenementes, and also all landes and tenementes, goods and catteles of them and of their said tenauntes and seruauntes what so euer reseauntes vpon their said land and tenementes, shal be quyte and discharged of al quinsesmes and desmes, other quotis tares & tallages by the common acte of this realme in any wise graũted or to be graunted: by colour of which graunt and letters patentes, the graauntees aforesaid nowe in late dayes haue asked and yet aske deductions and alowances at

Letters patentes

pb. and. ꝑ.

euery

euery quinzime and disme graunted vnto our soueraigne lorde the kynge, of muche greatter and more excessiue summes of money, than hath ben allowed or deducted vnto them, by reason of their saide grauntes tyme passed: whet through euery quinzime and disme to the kynge before this tyme graunted, and hereafter to be graunted, is, and of ryght ought shall be greatly minished and lessed, and the poore comon people of this realme so much the more greuously assessed and charged to the same quinzimes and dismes: Remembreth that the beringe and employnge therof muste as well be to the releke of them and their saide tenauntes, fermours and seruauntes, that haue suche graun tes and letters patentes, as to other of his subiectes: Hath therfore by the assente and aduise of the lordes spirituall and temporall, and the commons in this present parlyament assembled, and by auctorite of the same parliament ordeigned and establissed, that the saide abbottes, priours, gardeines, kepers, maisters, rulers or soueraines of spirituall places, nor none of them, nor none other what so euer hauinge suche letters or grauntes, haue from henseforth by reason of the saide letters patentes and grauntes, any allow- aunce, deduction, or acquittailles of any more or greatter summes of money, at any suche quinzyme and disme graunted or hereafter to bee graunted, ex- cepte onely of suche and as muche summes of money as hath bene deducted and alowed, to or for the or of any of them by reason and force of the said gra tes and letters patentes in tyme of kynge Edwarde the fourthe, at suche quin zimes disme paied, the said grauntes and letters patentes, or any act statute or ordinaunce before this time in any wyse made or ordeigned notwithstan- dinge. Prouided alwaie that this acte or ordinaunce extende not, nor in a ny wyse be preiudicial or hurte to any our graunt or grauntes, or letters pa- tentes beryng date the .xii. daie December, in the firste yere of our reigne, made vnto the the bailyffe, burgesles, men, cominalte, and inhabitauntes of the towne of Salop, called otherwyse the towne of Shrewesburie, but that our saide graunte and grauntes, and letters patentes, and euery thing ther in conteined, be and stande good and effectual, after the tenour and purport of the same: The saide acte and ordinaunce, or any thynge therin conteined notwithstandinge.

¶ The kynge our soueraigne lorde hath had, to his great coste and charge, many assembles and communications with the kynge of Scottes for anyte, trewse, and peace to be had and obserued betwixte his highnes and his subiectes on the one parte, and the kynge of Scottes and his subiectes on the other parte: but what accorde or agrements so euer is taken and conclu- ded, suche accorde and agrement for the partie of the saide kynge of Scottes is euer vnder their sures promise broken and not kepte: for the whiche it is better to be with them at open warre, than vnder such a fained peace. Wher- fore the kynge our soueraine lorde, by the aduise and assente of the lordes spi rituall and temporal, and the commons in this present parlyament assembled and by the auctorite of the same enacteth, that all scottes dwelinge within this realme of England and wales, not made, or hereafter to be made denise, auoide out of this realme within .xl. daies after proclamacion made with-

Cap. vi.

Scottes.

in the shyre where thei dwell, vpon peine of forfaiture of all their goodes and cattalles, and their bodies in prison. And ouer this, that immediately after the saide .xl. daies, serche be made in euery citee, borough, and hundred of England and Wales for such scottes, by the constable of the same, & if any man be foude, that thei and euery of them be taken and arested, and their goodes seased to the kynges vse: and from the said citee, borough, or hundred, where thei be taken, to be by the saide constables conueied the nerte waie towarde Scotland vnto the nert hundred, and there the constables of the said nert hundred to receiue the, and so conuey the said scottes the nert way toward Scotlande vnto the nert hundred, & so from hundred to hundred, til thei be brought into Scotlande, in like maner and forme as abiured men for felony ben vsed to be conueied from the saintuary wherin thei abiure vnto the porte to them assigned. And ferthermore that it be ordeined by the saide auctorite, that if defaute bee in the constables of any citee borough or hundred, in makyng of due serch after open proclamacion made in this behalfe, or in any constables in due conueiaunce of the said scottes toward and into Scotlande, that they and euery of them, being in suche defaute, forfaite to the kynge .xx. s. Sauinge to the lordes of fraunchise and to euery of them, suche right and interesse as thei haue in any suche goodes and cattalles.

Constable.

Cap. vii.

Nauie.

WHeren the commons in this present parlyament assembled, that where of time that no minde is, your nauie hath be maintened passing the straghtes of Marrocke, and so to diuers portes in those parties, to the vniuersall encreasse of your said nauie, marchauntes, and mariners: And in especiall by ladynge of malmeseies in the porte of Candie, whiche perteineth to the lordeshyp of Venice, where nowe the venecians, within these two yeres last past, haue made a statute and ordinaunce for the encreasse of the said lordeshyp of Venyce, and maintenaunce of them selfe and their nauie, and mariners, that none of your saide nauie nor mariners, shulde lade in the saide porte of Candy any malmeseies to be conueied into this your realme of Englande, without that your said marchauntes pate a newe custome for euery but of malmeseies so laden. iiii. ducates of golde, whiche amounteth to .xviii. s. sterlyng money, ouer and aboue all other customes and charges afore that tyme vsed which is great hurte to your saide besechers. without special remedie be had by your noble and speciall grace. Please it therfore your moste habundaunt grace, by the aduise and assente of the lordes spiritual and temporal, and the comunons in this your present parlyament assembled, and by auctorite of the same, to enacte and stablisshe, that from henseforth the malmeseies that shal be brought into this your realme of Englande, by any person, shalbe of full gauge, conteining .vi. score & .vi. galons at the least in measure: and if it lacke of the saide gauge, that then the seller to abate so muche of the pryce after the rate of the said content. And euery marchant stranger bringing such malmeseies, into this realme, shall pate to your grace the customes of .xviii. shyllynges for a but of malmeseie, ouer and aboue the custome afore time to your grace vsed to be paied, lykewyse as thei of Venyce haue set in Candy vppon your forsaide subiectes. And moreouer, that it be enacted and stablisshed,

Butte of malmeseie.

Gauge.

by

by the auctoritee aforesaide, from henseforth, that no but or buttes of malme seies in vessell or in vessels, that shall be broughte into this your said realme, shalbe solde aboue. iiii. li. sterlyng. Prouided alwaie that this act extend not to any Englishe man borne, touchinge the newe custome aboue rehersed, of xviii. shillinges: And that this present acte endure no lenger than thei of Venice shal set aside the imposicion of the paiment of the. iiii. ducates aforesaid.

The kyng our souerayngne lorde Henry the seuenthe after the conquest by the grace of god kynge of Englande and of Fraunce, and lorde of Irelande, at his parlyamente holden at westminster, the. xiiii. daie of October, in the. xi. yere of his reygne, to the honour of god and holy churche, and for the comon profite of the realme, and by the assente of the lordes spirituall and temporall, and the comons in the saide parlyament assembled, and by auctoritee of the same parlyament, hath do to be made certaine statutes and ordinaunces in maner and fourme folowinge.

The kynge our soueraigne lorde callinge to his remembrance the dewtie of allegiance of his subiectes of this his realme, & that thei by reason of the same are bound to serue their prince and soueraine lorde for the tyme beinge, in his warres for the defence of him and the lande, againste euery rebellion power and might reared against him, and with him to entre and abyde in seruice in battaile, if case so require, and that for the same seruice what fortune euer fal by chaunce in the same bataile against the minde and wyl of the prince, as in this lande sometyme passed hath be sene, that it is not resonnble, but against all lawes, reson, and good conscience, that the said subiectes, going with their soueraine lorde in warres, attending vpon him in his person, or beinge in other places by his cõmandment within this land or without, any thing shuld lese or forfait for doing their true dutie & seruice of allegeance. It be therfore ordeined enacted & established, by the king our soueraine lorde, by the aduise & assent of the lordes spirituall & temporal, & comons in this present parliamẽt assembled, & by auctoritee of the same, that from henseforth no maner of persõ or persons, what so euer he or thei be, that attend vpon the kyng & soueraine lord of this land for the time being in his person, & doe him true and faithfull seruice of allegiance in the same, or be in other places by his commandement in his warres within this lande or without, that the saide dede and true dutie of allegiaunce, he or thei be in no wyse conuicte or attainte of high treason ne of other offences for that cause by act of parlyament or other wyse by any processe of lawe, wherby he or any of them shall mowe forfaite life, landes, tenementes, rentes, possessions, hereditamentes, goodes, cattals or any other thynges, but to be for that dede and seruice vtterly discharged of any veracion trouble or losse, And if any act or actes or other processe of the lawe hereafter therupon for the same happen to be made, contrary to this ordinãce, that then that acte or actes or other processe of the lawe, what so euer thei shall be, stand and be vtterly voide. Prouided alwaie that no person or persons shal take any benefite or auauntage by this act, which shal herafter decline from

Cap. i.
Obedience.

Seruice feithfully done to the prince in warre and in Bataile

Allegiance.

his or their said allegiaunce.

Cap.ii. ¶ For as muche as the kynges grace moste entierly desyreth among al erthly thynges the prosperitee and restfulnes of this his lande, and his subiectes of the same to lyue quietly and suerly to the pleasure of god and accordinge to his lawes, wyllinge alwaies of his pitie intendynge to reduce them therto by softer meanes than by such extreme rygour therfore purueied in a statute made in the tyme of king Richarde the second, considering also the grete charges that should growe to his subiectes for bringinge of vacabounde to the gaoles, accordinge to the same statute, and the longe abydinge of them therin, wherby by lykelyhod many of them should lese their lyues. In moderyng of the saide estatute his highnes wyll, by the auctoritee of this presente parlyament, it be ordeigned and enacted, that where suche misdoers should be by examinacion committed to the common gaole, there to remaine as is afore saide, that the shyriffes, mayres, bayliffes, highe constables, and petty constables, and all other gouernours and officers of cities, boroughes, townes, townelyppes, vyllages and other places, within three daies after this act proclaymed, make due serche, and take or cause to bee taken all suche vacabounde ydle and suspecte persones, lyuyng suspictously, and them so taken to set in stockes, there to remayne by the space of thre daies and thre nightes and there to haue none other sustenance but breade and water: And after the saide thre daies and thre nightes, to be had out and set at large, and than to be commaunded to auoide the towne. And if eftsones he be taken in suche defaute in the same towne or townshyp, then to be set in lyke wyse in the stockes by the space of .vi. daies, with lyke dyet as is afore rehersed. And if any person or persons geue any other meate or drynke to the saide misdoers, beynge in stockes in fourme aforesaide, or the same prisoners fauour in their misdoynge, that then thei forfaite for euery tyme so doinge .xii d. And also it is ordeined by the said auctoritee, that al maner of begers, not able to worke, within .vi. wekes nexte after proclamacion made of this act, go, rest, and abide in that hundred where last he dwelled, or there where he is best knowen or borne there to remaine or abyde without beggynge out of the saide hundred, vpon peine to be punished as is aforesaide. And that no man be excused by that he is a clarke of one vniuersitee or of other, without he shewe the letters of the chauncellour of ỹ vniuersitee, from whense he saith he cometh, nor none other callyng him selfe a souldeour, shipman, or traueling man, without he bryng a letter from his capitaine, or from the towne where he laded, & that he then to be cõmanded to go the streight high waie into his countrey. And ouer this it is ordeined by auctoritee aboue said, that if any shyriffe or other officer afore rehersed, execute not the premisses as is aboue said of euery vacabond, hermite, or beger able to labour, or clerke, pylgreme, or shypman, as ofte as any suche cometh in his sighte: or that he hath therof knolage within ỹ towne where he hath auctoritee, rule, and gouernance, that as often as any suche of the said misdoers abiding there by the space of a day, depart vnexamined and vnpunished as is aboue said, for euery misdoer so departed: he to lese. xx. s. And that the lord of euery lete within this realme, & the shiriffe in his tourne haue

Vacabounde.

Beggers.

Scoler.

haue auctozitee to enquyze therof in his lete and tourne: And the lozde of the lete to haue foz euery defaute founde as is aboue said. xx d. And the shyryffe to enquyre in his tourne of suche escapes within the iurisdiction of his turne and to haue .xx. d, foz euery suche defaute founde in his tourne, and that the penaltie lymitted by this ozdinaunce to be forfaited by any officer oz any other person, foz none punishment of vacaboundes and other mistuled persons within euery citee where mayze and aldermen bene, that the pzofyte of euery suche penaltie be vnto the alderman of that warde, where suche forfayture is had oz made to his owne pzofite. And also it is ozdeined and enacted by the said auctozite, that it shall be lauful to euery man, entitled to haue the saide penaltie, to distraine foz it, in lyke wyse as the lozde of any lete may doe foz amerciamentes and fynes had and assessed in the same lete. Fertherinoze it is ozdeined and enacted by the said auctozitee, that none appzentyse ne seruaunt of husbandrie, labourer ne seruaunt artificer plaie at the tables from the tenth day of Januarye nexte cumminge, but onely foz meate and drynke, ne at the tenys, clashe, dyce, cardes, bowles, noz any other vnlaufull game in no wyse out of Christmas, and in Christmas to play only in the dwellyng house of his maister, oz where the maister of any of the said seruauntes is pzesent, vpon peine of imprisonment by the space of a date in the stockes openly And that the householder where dysinge, cardinge, tenes playinge, bowles, clashe, oz any other vnlaufull game afoze rehersed shall be vsed, other wyse than is afoze rehersed, and that laufully bee pzesented befoze the Justices of peace, the maire, shiriffe in his tourne, oz stewarde in his lete, oz by examinacion had afoze the said iustices of peace, that pzocesse be made vpon the same as vpon inditement of trespas against the kynges peace. And that the sayd misdoer be admitted to no fyne vnder the summe of. vi. s. viii. d. And that it be laufull to two of the iustices of ꝑ peace, wherof one shalbe of the Quozum, within their auctozitee to retect and put away common ale sellyng in townes and places where thei shall thinke conueniente, and to take suertie of the keepers of ale houses of their good behauinge by the discrecion of the saide iustices, and in the same to be aduysed and agreed at the tyme of their sessions. Pzouided alwaie that diminucion of punishment of vacaboundes and beggers afozesaide, may and shall be had foz women great with chylde, and men and women in extreme sickenes, by him that hath auctozitee to doe the sayde punishmentes, this acte notwithstandynge.

Sherffe.

Appzentice.

Seruaunt of husbandry.

Vnlaufull games.

¶ The kynge our soueraine lozde callyng to his remembzaunce, that many good statutes and ozdinaunces be made foz the punishment of ryottes, vnlaufull assembles, retemdours, and geuynge and receiuynge of lyuereyes synes and tokens vlaufully, extozcions, maintenaunces, imbzacerye, excessyue takyng of wages contrary to the statute of labourers and artificers, the vse of vnlaufull games, inozdinate apparell, and many other great enozmities and offences, which ben committed and done dayly contrary to the good statutes foz many and diuers behofull consideracions seuerally made and ozdeined, to the highe displeasure of almighty god, and the great let of the comon lawe and weale of this land, notwithstandynge that generally by

Cap. iiii.

Ryot.

Retemdour.

Lyuerey.

Imbzacery.

the iuſtices of the peace in euery ſhyre within this realme in the open Seſſions is geuen in charge to enquyre of many offences committed contrary to diuers of the ſaide ſtatutes, and dyuers enqueſtes therbppon there ſtraitly ſworne and charged before the ſaide iuſtices, to enquyre of the premiſſes, and therin to preſent the trouthe, whiche any letted to be found by imbracery maintenaunce, corrupcion and fauour, by occaſion wherof the ſaide eſtatutes be not nor can not be put in due execucion. For reformacion wherof, for ſo muche that before this tyme the ſaid offences, extorcions, contemtes, & other the premiſſes might not, nor as yet maie bee; conuenientely puniſched by the due order of the lawe, excepte it were firſte founde and preſented by the verdite of .xx. menne, therto duely ſworne, whiche for the cauſes afore reherſed wyll not fynde nor yet preſent the trouthe: Wherfore be it, by the aduiſe and aſſent of the lordes ſpirituall and temporall, and the comons in this preſente parlyamente aſſembled, and by auctorite of the ſame, enacted, ordeined, and ſtabliſſhed, that from henſforth as well the iuſtices of aſſiſe, in the open Seſſions to be holden afore them, as the iuſtices of the peace in euery counte of the ſaid realme, vpon informacion for the kyng tofore them to be made, haue full power and auctorite by their diſcrecion to here and determyne all offences and contemtes, committed and doue by any perſon or perſons againſte the fourme ordinaunce and effecte of any ſtatute made and not repelled. And that the ſaide iuſtices vpon the ſaide informacion haue full power and auctorite to awarde and make lyke proceſſe againſte the ſaide offenders, and euery of them, as thei ſhoulde or might make againſte ſuche perſone or perſones as ben preſent and endited before them of treſpas done contrary to the kynges peace: and tha ſaid offender or offenders duely to puniſhe accordyng to the purporte fourme and effect of the ſaid eſtatutes. Alſo be it enacted by the ſaide auctorite, that the perſon, whiche ſhall geue the ſaide informacion for the kynge, ſhall by the diſcrecion of the ſaide iuſtices content and paie to the ſaide perſon or perſones, againſte whom the ſaide informacion ſhall bee ſo geuen, his reaſonable coſtes and damages in that behalfe ſuſteined, if that it be tryed or founde againſte him that ſo geueth or maketh any ſuche informacion. Prouided alwaie that any ſuche informacion extende not to treaſon murder, or felonie, nor to any other offence, whereof any perſone ſhall loſe lyfe or member, nor to leſe by nor vpon the ſame informacion, any landes, tenementes, goodes, cattalles, to the partie makyng the ſame informacion. Prouided alſo, that the ſaide informacion ſhall not extende to any perſone dwellynge in an other ſhyre than there as the ſaide enformacion ſhal be geuen or made. Sauinge to euery perſon and perſons, cities and townes all their lyberties and fraunchiſes to them and euery of them of right belongyng and apperteininge.

Cap. iiii. Weightes and meaſures.

¶ Forasmuche the commons in this preſente parlyamente aſſembled, where dyuers actes, ſtatutes, and ordinaunces in the tymes of noble progenytours and predeceſſours of our nowe ſouereigne lorde the kynge, haue bene made, that one meaſure and weight ſhulde be vſed throughout this noble realme: And alſo that in euery citee borough and towne within the ſame realme

vpon

vpon certayne and seuerall peines in the saide statutes and ordinaunces lymitted, shoulde be comon balaunce, with common weyghtes, and common Balance.
measures marked according to the estandarde of the eschequer, by the which and other lyke balaunces weightes and measures marked accordinge to the saide estandarde, all men shulde bie and sell, auoidinge of all fraude and disceyte in that behalfe, to be vsed, whiche actes statutes and ordinaunces haue not be obserued and kept, as nowe in this presente parlyamente it hath bene openly by dyuers persones of dyuers parties of this realme remembred, to the great hurte and vexacion of dyuers and many of the kynges subiectes of this his realme. For remedie whereof bee it of the habundant grace of our moste gracious souereigne lorde, by the assente of the lordes spirituall and temporall and by the commons in this present parlyament assembled, and by auctorite of the same, enacted and establisshed, that vnto the knightes, and citezens of euery shyre and citee, assembled in this presente parlyamente, barons of the .v. portes, and certayne burgesses of burgh townes, er they departe from this present parlyamente, be delyuered one of euery weighte and measure, whiche nowe our souereigne lorde hath caused to be made of brasse for the common weale of all his subiectes and lieges within this his realme of Englande, accordinge to the kyng our soueraine lordes standarde of his eschequer of weight and measures, as thei bene in the eschequer of our saide souereigne lorde: and that the saide knightes, cytezens, and burgesses, to whom the saide weightes and measures shall be delyuered, as is afore saide, surely conuey or cause the same to be conueied on this halfe the feaste of Esterne comynge by the saide citezens to their cities, and by the saide knightes vnto suche borough or towne corporate, or market towne within the shyre, for whiche thei bene elected, as is specified and conteined in a sedule vnto this presente byll annexed, there to remayne for euer in the keppynge of the mayre bayliffe or other heade officer for the tyme being of the same citee borough or towne, as the kynges standarde of weight and measure: And that the inhabytaunts of al cities boroughes and market townes within euery of the said shyres, shall on this halfe the feast of the Natiuitee of saincte John Baptiste, nexte cominge, make or cause to bee made common measures and weightes, accordinge to the weyghtes and measures aboue sayde, to remayne within the sayde cities boroughes and market townes, and euery of them, and the same weightes and measures to be viewed, exampned, printed, sygned, and marked by the mayre, bailiffe, or other head officer, in whose possession the aforesaid standarde shal remaine. And that euery of the aforesaid maire bailly or head officer, hauyng the said weightes and measures signed and prynted vnder the signe and print for the same with a letter, H, crowned, haue auctoritee and power to make signe and printe lyke weightes and measures vn to euery the kynges lieges and subiectes, duely requiryng the same, takyng for markynge of euery busshel .i. d. And from the saide feaste of the nauitee of sainct John Baptist, no marchant ne other person or persones, within any citee or market towne, bie ne sell with any weighte or measure, excepte in bee marked signed or printed in maner & forme aforesaide, ne any other person or

perſones, out of the ſaide cities boroughes and market townes, exepte it be lyke and egall with the ſaide eſtandarde. And that euery perſon, as wel with
Buſſhell, out cities boroughes and market townes, as within, bye and ſell with a buſſhell ſealed ſigned or marked after the fourme aforeſaid, and none otherwiſe And that al the maires bailiffes and other hed officers of euery citee borogh or market towne, ſhall cauſe twyſe in the yere or oftner, as thei ſhall thinke neceſſary, all weightes and meaſures within the ſaide cities boroughes and market townes, to be brought afore them, and to be duely viewed and eraned: and ſuche as thei ſhall vpon the ſaide examinacion finde defectiue, immediately to be broken and brente, ond the partie or parties, whiche in that behalfe hath offended, and be founde defectiue, ſhal forfaite for the firſt time vi. s. viii. d. the forfaiture therof to be vnto the ſaide maire bayliffe or any other hauinge iuriſdiction and correction in that behalfe: and at the ſeconde tyme of the ſaide offendour lykewyſe to forfaite. xiii. s. iiii. d. and at the third tyme lykewyſe to forfaite. xx. s. and for ferther puniſhment to bee ſet vppon the pillory, to the enſaumple of other. And two iuſtices of peace, wherof one
Iuſtices of peace. ſhal be of the Quorum, haue auctoritee, as well by examinacion as by enquirie, to here and determine the defautes of the ſaid maires bailiffes and other heade officers in that behalfe: and alſo of all byers and ſellers. doinge contrary to this preſent acte and ordinaunce, and to ſet fyne and merciament vpon the offendours by their diſcrecion. And the ſaide weightes and meaſures ſo found defectiue, to be forfaited and brent. Be it alſo enacted that there
Quarter of corne. be but onely. viii. buſſhelles rayſed and ſtriken to the quarter of corne, and
Stone of wolle. xiiii. li. to the ſtone of wooll, and. xxvi. ſtone to the ſacke. Be it alſo ordeined by auctoritee aboue ſaide, that the iuſtices of peace aboue ſaide, haue auctoritee to make lyke proceſſe againſte al perſones founden as is aboue ſaid defectiue, and for ſuche fynes and amerciamentes as vpon them ſhall be aſſeſſed, as if thei were endited afore them for breakynge of the kynges peace. And where that by other ſtatutes and ordinaunces afore lymitted it is ordeined, that euery citee borough and towne that hath a conſtable, ſhoulde haue common weightes and meſures ſealed vpon penalties in the ſame lymitted, that thoſe penalties in that behalfe extende not to any towne, whiche is no citie borroughe or market towne. Prouided alwaie that this acte ſhall not extende nor be preiudiciall to any perſon ſellynge or byinge by water meaſure,
Water meaſure. within the ſhippe borde. And that it be by the auctoritee aboue ſaide enacted, the premiſſes or any other ordinaunce afore made not withſtandinge, that the ſaide water meaſure within the ſhyp borde, ſhall onely conteyne. v. peckes, after the ſaide ſtandarde rafed and ſtriken. Prouided alſo that the examination of defautes aboueſaide, and puniſhmente to the offendours of euery offence committed hereafter within any of the ſaide. v. portes, ſhall bee had done and adminiſtred by the forde warden of the ſaid. v. portes, or by his lieutenaunt of the ſame for the tyme being, and none other, the premiſſes not withſtanding. Prouided alway that this acte of weightes and meaſures extende not, nor be in no wyſe hurtful or preiudicial to the prince within the duchy of Cornewal, or any weightes aperteinyng to the cunage of tinne within

the

the counties of Cornewall and Deuonshyre, but that all suche weightes be vsed ordred demeaned and corrected as it hath bene vsed and accustomed before this tyme, the saide acte and ordinaunce notwithstanding.

¶ The names and townes limitted for the sauekeping of weightes and measures according to the kynges estanderde for the shyres following as perticulerly appereth.

¶ Westm̃l.	The towne of appulby.
¶ Northumbr.	The towne of Newcastell
¶ Cumbr.	The citee of Carleol.
¶ Lanc.	The towne of Lancastre.
¶ Ebor.	The citee of Yorke.
¶ Lyncoln.	The cite of Lyncolne.
¶ Derb.	The towne of Derbie.
¶ Notyngh.	The towne of Notyngham.
¶ Leic.	The towne of Leyceter.
¶ Warr.	The citee of Couentrey.
¶ Rotyl.	The towne of Uppyngham.
¶ North.	The towne of Northampton.
¶ Bed.	The towne of Bedforde.
¶ Buk.	The towne of Buckyngham.
¶ Cantebr.	The towne of Cambridge.
¶ Hunt.	The towne of Huntingdon.
¶ Norff.	The citee of Norwyche.
¶ Suff.	The towne of saint Edmondes bury.
¶ Esser.	The towne of Chelmesforde.
¶ Hertf.	The towne of Herforde.
¶ Mydd.	In westmynster.
¶ Kente.	The towne of Maidestone.
¶ Surr.	The towne of Gulforde.
¶ Sussex.	The towne of Lewes.
¶ Oxon.	The towne of Oxenforde.
¶ Berk.	The towne of Redyng.
¶ Salop.	The towne of Shrewesbury.
¶ Staff.	The towne of Staffforde.
¶ Hereford.	The towne of Hereforde.
¶ Glouc.	The towne of Gloucestre.
¶ Wigorn.	The citee of Worcestre.
¶ Wyltes.	The citee of new Salesbury.
¶ Sueth.	The citee winchester.
¶ Soms.	The towne of Ilchester.
¶ Dors.	The towne of Dorchester.
¶ Deuon.	The citee of Excester.
¶ Cornub.	The towne of Lustudiell.

London.

¶ London.	The same cities.
¶ Bristoll.	The same towne.
¶ Quinqz portus.	The castell of Douer.
¶ Ciuitas Couentr.	The same citie.
¶ Southampton.	The same towne.
¶ Ciuitas Cestr.	The same towne.

Cap. v.

¶ For as muche as the portes, hauens, ryuers, crekes and aryuell of shyppes within this realme of Englande, and the costes of the same, bene now of late greatly anoied, hurte, and decaied, and in especiall the porte of Southampton, the whiche before this tyme hath bene the greatteste hauen, socour, and receite as well for marchauntes and shippes of this realme of England, as of carrikes, galeys, and other shippes and marchauntes of other regions and countreies there aryuinge and reso?tyng, to the profyte of our soueraine lo?de the kynge, the great encrease of the marchauntes of this lande, and the comon weale, and comfo?te of all the countrey therto adioininge, the whiche is nowe lately greatly decaied, and is lyke sho?tely mo?e to decaie, by reason and occasion of diuers and many weares and other engynes for fysshynge there made leuied fyred and had, betwene a certayne place in the saide hauen called Calsho?de, and an other place in the saide hauen called Redbri?ge directly: so that by reason of the saide weares and engynes within fewe yeres no shyppe of great burden shall nowe come o? aryue in the saide hauen, without due and hastie remedie be purueied in this behalfe. For remedie wherof, and for the comon weale of this realme of Englande, and the increase of the marchauntes of the same, The kynge our soueraine lo?de, by the assente of his lo?des spirituall and temporall, and the comons in this presente parlyament assembled, and by auctho?itee of the same o?deineth establisheth and enacteth that it be lawfull to euery man to abate, plucke, and take away all and euery of the saide weares and engynnes and euery of them at al times, at their pleasure, beyng in the said hauen betwene the sayde places called Calsho?de and Redbri?ge dyrectly, without trouble, let, o? veracion of any man. And that no man let, trouble, vere, hurte, o? sue the pluckers vp, and takers awaie of the saide weares engines o? any of them, vpon peine of fo?faiture of xl. li. of euery of them that so letteth, troubleth, sueth, vereth, o? hurteth. And that if any person o? persons from henceforth make leuy fire o? set any weares o? engynes for fysshyng, stone, tymber, o? erth in the said hauen, dyrectely betwene the saide places: then he o? thei that so do, shall forfayte. C. li. the one halfe of eyther of the saide summes to be to the kynge our soueraine lo?de, and that other halfe to him o? them that wyll sue in that behalfe by action of det, plaint, byll, o? info?macion in the kynges Eschequer: and that the defendant in such action, plaint, byll, o? info?macion be not essoined, no? any pro?tection be alowed for him, no? be admitted to wage his lawe in that behalfe, and this acte to endure the space of. xx. yeres now nexte ensuing.

Poꝛte of Southꝭ.

Weares.

Cap. vi.

¶ Where as in the parlyamente holden at Westmynster the. xii. yere of the reygne of kynge Edwarde the fourth, late kynge of Englande, among other

thynges

thinges it was ordeined, eſtabliſſhed, and enacted, that where any woollen clothes were or ſhuld be packed in any porte within the realme of England, and then to be caried from thenſe to any porte within this realme to be caried ouer the ſea, that then the ſame clothes ſo to be packed and caried, ſhulde be packed in the preſence of the cuſtomers and controllers of the porte wher the ſame clothes ſhuld be packed, and that the cuſtomes and ſubſidies of the ſaid clothes, due to the kyng, ſhuld be paied and contented vnto the collectours of the cuſtome within the ſame porte as in the ſaide acte more plainely appereth: which act for diuers and many cauſes and conſideracions is thought hurtfull and preiudiciall, as wel vnto the kyng our ſoueraine lorde, as to the marchauntes. In conſideracion wherfore be it ordeigned eſtabliſſhed and enacted by the kyng our ſoueraine lorde, by the aſſent of the lordes ſpirituall and temporal, and the comons in this preſent parlyament aſſembled, and by auctoritee of the ſame, that from henſeforthe the cuſtome and ſubſidie of all woollen clothes to be ſhipped and caried ouer the ſea, where ſo euer thei bene packed, ſhalbe paied to the coſtomers of the porte or portes, where any ſuche clothes ſhalbe lade or ſhipped, or to their deputies. This act or any other act here before made to the contrary notwithſtanding.

Woollen clothes.

Cuſtome.

Cap. vii.

Pprayen the commons of this your lande, in this preſent parlyament aſſembled, that where for the great reſte and tranquillitee of your ſaid commons, true liege men and ſubiectes, inhabited in this your realme, diuers and many good ſtatutes, actes, & ordinances haue ben made in tymes paſt, ordeined ſtabliſſhed to ſubdue and puniſſh ryottes for the vnlawfull reiſyng and ledinge of people ryottes routes and other vnlaufull aſſembles: wherby mate iuell dedes ieopardies perilles fere and drede to your ſubiectes haue growen, and therupon great penalties ſet vpon the ſaide ryottours and offenders as in diuers remembred ſtatutes actes and ordinaunces, in the daies of your noble progenitours at ſeuerall tymes made ordeined and prouided, more at large doth and may apere. Yet the ſame actes notwithſtanding, ſome perſons, not dredynge god, their ſoueraigne lorde, ne the puniſhment of the lawes made and had in this behalfe, ofte times as wel by the colour of ſuch offices as thei haue opteined, as receiuours ſtuardes and bailyffes of lordeſhips and other officers. as by priuie reteindours by oth promiſe couenante and otherwyſe, and claiming alſo dutie of their tenauntes and ſeruauntes, where none ſuch dutie is, to go with them when ſuche aſſemble ryot or route ſhalbe. And after the ſame dyuers of the ſaide ſeruauntes and perſons ofte times retret and abſent them ſelfe by the agrement couin and counſel of the ſaid maiſters and of the ſaide principall ryottours, ſo that thei may not bee taken ne broughte to anſwere to the lawe, as the lawes requyre. And if any enditementes bee had, it ſhall be made vpon ſuche perſons as ſo retrete and abſent them ſelfe, and nothinge founden againſte the ſaide principall ryottours, in diſceite and fraude of the ſaide good ſtatutes actes and ordinaunces therof made, to the great courage and boldenes and comforte of the ſaide iuell doers, moſte daunger ieopardie and peryll of your ſaide well diſpoſed ſubiectes, and to the woꝛſte enſaumple that therby may enſue, if haſtie remedie therin bee not

Ryottes routes and vnlaufull aſſembles.

prouy-

prouided. It maie therfore please your highnes, of your moste louynge disposicion, that ye beare and owe to the common weale of this your lande, and to the great suertie of your subiectes of the same, by the aduyse of the lordes spirituall and tempozall and the comons in this present parlyamente assembled, and by auctozitee of the same, to doe ordeine enacte and stablisshe, that what so euer person oz persones, within this your realme of what estate degre oz condicion he be, that hereafter vnlaufully reyse, assemble oz leade your people within this your realme, without your commaundement oz auctozitee of your lawes, and committe any ryot: that then if the partie greued, oz any other person in the kinges behalfe complaine to the iustices of ꝑ peace
Iustices of peace
within the countrey where suche ryot is done, oz to any of them, hauing auctozitee to enquyre of the same, where suche ryot and vnlawfull assemble shall be made, by byll of contemyng the ryotte and the cyrcumstaunce of the same, and of what towne shyre mistery oz condicion euery of the persons, agaynste whom the same complainte be made, is dwellynge, oz elles if the sayde ryotour be endyted therof, then therbppon the saide iustices and euery of them, haue auctozitee and power in the nexte generall sessions of the peace, within the same countie to be holden, after the complainte so to them made, oz indytemente therof had afoze the same iustices to do make proclamacion. that the sayde maister oz maisters pzyncipall oz pzyncipalles, leader oz leaders, that vnlawfully cause the saide people to gather oz ryse, that thei appere personally at the nexte generall sessions of the peace, after the saide proclamacion so made: and euery other person oz persones, that were present and attendaunt vpon him oz them by his oz their commaundment procuryng oz assent conteined in the saide proclamacion at the sayde ryotte route and assemble and euery them, personally to appere at the sayde nexte sessions of peace nexte after the saide proclamacion to bee holden within the said countie: at whiche date of the sayde mayster oz maysters, pzyncypall oz pzyncypalles, leder oz leders, oz any other of the forsaide offenders, appere, then he oz they to be put to answere there vnto, if it seme the sayde iustices reasonable, and be put to sufficiente bayle by recognisaunce befoze the saide iustices, to appere personally from sessions to sessions, vnto the tyme the complainte be discussed. And if he oz thei refuse so to do, then he oz they bee committed to warde, there to remaine tyl thei wyl. And if any of the persons against whom such complaint oz enditement is had oz made, dwel in any other countie than in the same countie where suche ryot, route and assemble is made: that then the Justices, to oz afoze whom the same complainte oz enditementes is had oz made, doe sende a transcripte of the same complainte oz endytementes to some iustices of the peace in the countie where suche persone is dwellynge, desyrynge him to cause proclamacion to be made in the nexte general sessions of the peace in that countie to be holden, that the same person oz persons appere at the nexte sessions of the peace in the shyre where the saide ryotte is done nexte after the same proclamacion to be holded. And if the same person oz persons dwellyng in a forayne shyre appere, then lyke ordre to bee had for him oz them so apperynge, as is afoze specified, for and to them that bene dwel-

dwellynge in the saide shyre, where the saide ryotte is supposed to be done. And if the same person or persons, or any of them againste whom suche proclamacion is made in the countie where the said ryot is supposed to be done, and thei be dwellinge at the tyme of the same proclamacion makynge in the same countie, make defaute and appere not at the saide generall sessions to hym or them lymitted in the said proclamacion, and eftsones after that make defaute and appere not at the nexte generall sessions after that, so that lyke proclamacion be made as is aforesaide: And if any of the saide ryottours, againste whom proclamacion is made in a foreyne shyre, where thei bee dwellynge make defaute at the date and place in the saide proclamacion to them lymitted, then he or thei, in whether of the saide shyres they dwell, that so make defaute, to stand and be adiuged and conuict vpon the same defautes of the saide ryotte and vnlauful assemble: as if he or thei were therof conuicte by the due order of the lawe, without he or thei can make such lawful excuse, as the saide iustices shall thinke reasonable by their discrecion: and therupon suche processe to be awarded againste them, as is accustomed vpon condemnacions of trespas in your comon benche at the suite of the partie.

And that the saide Justices of the peace haue auctorite and power to here and determine the rehersed causes, as well vpon bylle before them as by endytementes, and vpon the same bylle or endytementes to procede and determyne the same by enquestes accordynge to the course of the common lawe: and the partie therby and therupon to stande conuicte as perfectly, as if they were therupon conuicte by due processe of the lawe. And if the saide maister or maisters, principall or principalles, leder or leders, or any other afore rehersed offender, be conuicte vpon the premisses: then he or thei bee committed to prysone, there to remaine and abyde without baile or mainprise by such tyme and space as shall be thought reasonable by the discrecion of the sayde iustices: & then er he or thei departe out of the prison, to pay their fyne sessed after the discrecion of the saide iustices, his or their hauour and offences considered. And that it be enacted by the saide auctorite, that by the discrecion of the saide iustices: and as thei see nede, euery of the saide maister or maisters, principall or principalles, leader or leaders, and other the saide offenders so conuicte, be bounde to the kynges peace, from thensforth in such summes of money as shall bee consydred by the saide Justices, and the saide suertie to stande by the discrecion of the saide Justices. And if it be so, that the sayde ryotte and vnlawfull assemble be committed with the noumbre of .xl. persons or aboue, or with lesse noumbre than .xl. and that by the discrecion of the saide Justices, it bee thoughte heinous: that then if the saide mayster or maisters, principall or principalles, leder or leders, that haue appered, and so therof be conuict, that then thei remaine in prison, vnto the tyme that thei haue founde sufficiente suertie to appere afore the kynge and counsaile at a certaine date by the saide iustices to bee lymitted, at the whiche date, or afore, the keper of the gaole rolles of the saide recordes, shal do to be sente vnder his seale the saide hole recorde of the conuiction, to the kynge our souereine lorde and his counsaile, to the intente that his highnes and his counsel

may

inate awarde ſuche impriſonmente and fynes of the ſaid maiſter or maiſters, principalle or principalles, leader or leaders, as by his highnes and by his ſaide counſaile ſhalbe thought conuenient. And if the partie complainant, as is aforeſaide, can not proue the matter of his ſaide bylle to be true, than he to pay reaſonable coſtes and damages of the party vexed, as ſhalbe thought reſonable by the diſcrecion of the ſame iuſtices, & thei to make againſt the ſame complainaunt, not prouing the matter of his ſaide bylle to be true, ſuch proceſſe againſt him for the ſaid coſtes & damages, as is afore lymitted againſt the ſaide tryottours, conuicte of the ſaide tryot for the paimente of their ſayde fynes. And if the ſaid complainante or complainauntes haue not ſufficient, wherof to reſtore the partie and parties ſo vexed and troubled in forme afore ſaid: that then he immediately be committed to the comon gaole by the ſaide iuſtices, there to remaine the ſpace and tyme as ſhall be thought by the ſaide iuſtices conuenient and reaſonable, and that this acte endure but vnto the nexte parlyament.

Cap. viii.

Vſury.

¶ Prayen the commons in this preſent parlyamente aſſembled, that where in the parlyamente holden at Weſtminſter the thirde yere of your moſte noble reygne, it was enacted, ordeined, and eſtabliſſhed, that of for and vpon bargaynes grounded in vſury, coloured by the meanes of newe cheueſaunce or eſchaunge, contrary to the law of natural iuſtice, to the great diſpleaſure of god and of our ſaid ſouerain lorde, and the comon hurte of this his lande, that certaine punyſhmentes and penalties ſhould renne vppon the offenders in that behalfe, as in the ſaide acte more at large is conteined, whiche acte was and is ſo obſcured darke and diffuſe, that the true entent of the makers therof can not perfectly be vnderſtand. Wherfore & for the plaine explanacion and declaracion of vſury and penalties to be hereafter executed vpon the offenders in the ſame. The king our ſouerain lorde, by the aſſent and aduiſe of the lordes ſpirituall and temporall, and the commons in this preſent parliament aſſembled, and by auctorite of the ſame, ordeineth, enacteth, and ſtabliſheth, that all maner of perſon or perſons, lenyng money to and for a tyme, takyng for the ſame lone, any thyng more beſydes or aboue the money lent by way of contracte of couenaunte at the tyme of the ſame lone, ſaupnge laufull penalties for none paiment of the ſame money lente, and that all maner of perſone and perſons, which hereafter ſell any goodes, catals, or marchandiſes to any perſon or perſons being in neceſſitee, and the ſeller him ſelfe, or by his broker or factour in that behalfe, againe bye the ſame goodes, catals, or marchaundyſes of the ſame perſon, to whom thei were ſolde beinge in neceſſitee, or his broker or factour in that behalfe within thre monethes after thei bene ſolde, for a leſſe ſumme of money than thei wer ſolde, for knowing the ſame goodes ſo boughte againe, afore the ſame byer or byers to be ſolde after the fourme aforeſaide: and that euery perſon and perſons, lendinge or takynge any money to any perſone or perſones to a certayne tyme, and taketh landes, tenementes, or hereditamentes or other bondes, for perfecte ſuertee, and ſure payment of his or their money lente at the tyme aſſigned, without condicion or auenture: and alſo at the tyme of the ſame lone or takyng of the ſaide money

ney couenaunteth, appointeth, or contracteth, couenaunted, appointed, or contracted, that he or thei that so lene or take money, shal haue the reuenues and profites of the lādes, tenementes or hereditamentes of him that so borroweth or taketh money by a certaine tyme: that then euery persone hereafter vpon any of the premysses conuicted, forfeite the moitie of the value in money of the saide money, goodes, catals, marchaundises as is aboue saide, so solde or lent after suche value as thei bene solde or lente for, after any fourme afore saide, wherof the kynge shall haue the one moitie of the same forfeiture, and the partie that will sue the other moitie, and if no man wyll sue, then the kyng to haue the hole. And this sute for the said penalty and forfaiture to be as well at the kynges sute as any other that will sue by informacion in any of the kinges courtes of recorde, and such processe to be had in the same as is vsed in other actions of det at the comon lawe in the same courtes. Prouided alwaie that in the courtes of chaumcery and eschequer ther shall make such processe as hath be vsed afore tyme in informacions afore them commenced, wherin the defendaunt shall not wage his lawe, nor protection ne essoins de seruyce le roy in the same allowable. And that the same acte and ordinance, made the saide thirde yere, and all thynge therin conteined, be from henceforth vtterly voide and of none effect, reseruing alwaie to the spirituall iurisdiction theyr lawfull punishmentes in eury cause of vsury.

Cap. ix. Tyndale.

¶ For as muche as the inhabytauntes and dwellers within the lordeshyp and boundes of Northe Tyndale and South Tyndale, not onely in theyr owne persons but also oftentymes accompanied and confederd with scottes, auncient enemies to this realme, haue at many seasons in tymes paste committed and done, and yet dayly and nightely committe and doe great haynous murders, treasons, robberies, felonies, depredations, riottes and other great trespalles vppon the kynge our souereigne lordes true and faithfull lyege people and subiectes, inhabytours and dwellers within the shyres of Northumberlande, Cumberlande, westmerlande, Eramshyre, the bysshoprche of Durham, and in a parte of Yorkeshyre, whiche treasons murders, robberies, felonies, and other the premisses, haue not in tyme paste in any maner of fourme be punished after the order and course of the common lawe, by reason of suche fraunchises as was vsed within the same, whyle it was in the possession of any other lorde or lordes than our souereign lordes: and thus for lacke of punishemente of the saide treasons, murders, robberies, felonies, and other the premisses, the kynges true and faithfull lyege people and subiectes, inhabyters and dwellers within shyres and places before rehersed cannot be in any maner of suertie of their bodies and goodes, neither yet lye in their owne howses, but either to be murdred, taken, or caryed into Scotlande, and there raunsomed, to their great destruccion with losse of goodes, and after impouerishing for euer, onles due and sufficient remedie be founde in the premisses. In consideracion wherof that kyng our souereigne lorde, for verie zele and gracious fauour that he bereth to the common welth of this his realme, not willyng his true and faithfull lyege people and subiectes to fayle of remedie in the premisses, hath ordeined, established, and enacted

ted, by the assent of the lordes spirituall and temporall, and the commons in the same his realme in this present parlyament assembled, and by auctoritee of the same, that the said lordeship and boundes of North and South Tindale, nowe beinge in his handes, and all landes and tenementes within the same, in whose possession so euer thei be, and euery parte therof, stande and be from heseforthe gildable, and parte of the shyre of Northumberlande aforesaide, and no fraunchise ne fraunchysed, but that all maner of the kynges writtes shall renne, and all his officers as well his wardeine or wardeines of the Est and middel marches of Englande, towarde Scotlande, their leutenaunt or leutenauntes, the iustices of peace, shiriffe, eschetour, corroners, bailiffes and other officers, and their deputies, and euery of them, of and within the countie of Northumberlande aforesaide, and all their warrauntes and preceptes shall be obeied and of great auctoritee in the law by reason of this acte, within the saide lordeship and boundes of North and South Tindale and in euery parte therof, as in any other parte of the said shyre of Northumberland. And ouer this that no person or persons, of what estate, degre, or condicion he or thei bee of, that nowe hath or that hereafter shall haue auctorite or power in his or their owne righte, or any other mannes, to dimitte or let to ferme for yere or yeres, terme of lyfe or at wyll, any landes or tenementes within the lordeship and boundes of North and South Tyndale aforesaid, let or dymitte to ferme for yere or yeres, terme of lyfe or at wyl any landes or tenementes within the saide lordeshippe and bounde aforesaide, but that the lessee or lessees, before he or thei take or occupie by force of any such lease, any landes and tenementes, finde good and sufficient suertie at the least two persons, hauinge landes and tenementes within the said shyre of Northumberlande, not being within the saide lordeship and boundes of North and South Tindale, to the full yerely value of fourty shillinges ouer and aboue all maner charges and repryses, by recognisaunce to the kyng our soueraine lorde in. cc. li. before two at the leaste of the Justices of the peace of the said shyre of Northumberlande, for the tyme beinge, wherof one shall be of the quorum, vppon the condicion, that if the sayde lessee or lessees within. viii. daies warninge to them or any of them personally or openly at his or their owne house, or in his or their parisshe church, geuen by any of the sayde iustices of the peace, the shiriffe of the saide countie of Northumberlande, and wardeine of the east and middel marches for against Scotland, or his leutenaunt, personally appere not before the same iustices of the peace, wardeine or leutenaunte, at any session or sessions, gaole delyuere, wardeine courte, at such place and time within the saide shyre of Northumberlande, or date or dates of truse where so euer it shall fortune them to be alligned, and as they or any of the shalbe therunto, as before is rehersed warned. There and then to answere all such treasons, felonies, murders, and trespasses or attemptates contrary to the trues, from henceforth by them or any of them to be done: that then the saide summe of. cc. li. shalbe forfaited. The one halfe therof to the kynge our soueraine lorde, and the other halfe to hym or them that will sue therfore, geuynge therof to the Justices, before the recognisaunce is or

Gyldable.

shall

shalbe taken after the execucion therof be had of his said parte so recouered. xl.s. And that the said Justices of peace, afore whom the said recognisaunce is or shalbe taken, as before is rehersed, and all other Justices of the peace, within the said shyre of Northumbreland for time beinge, shal by reason of this said acte, haue ful auctoritie to enquyre therof, and to take presentmentes and informacions therupon, and to awarde proces and execucion of and for the same summe, upon any presentment or informacion made thereon, in like and as ample fourme, as the kynges Justices of his benche shal or may do, of or for any recognisance taken afore them, forfeited for the keppynge of the kynges peace. And if any person or persons, after the feast of Easter next comming, take upon hym or them to let or dimitte, as before is rehersed, any landes or tenementes within the said lordshyp or boũdes of North & South Tyndale, where no suche suertie is before had & found, as is before rehersed, that person and persons, that so letten or dimitten, shal by this same acte, for euery acre of ground, and euery mese and mancion or dwelling place within the said lordship and boundes aforesaid, by hym or them so letten or dimitte, forfaite. xl. s. the one halfe to the king, and the other to him or them that will sue therfore. And that the Justices of the peace of the said shyre of Northumbreland for the time being, shal haue like auctoritie in al thinges, concerning this forfaiture, as by this act and ordinance is gyuen to them in the recognisance afore expressed. And that all maner of leases dimissions made or to be made of any landes and tenementes within the said lordship and boundes of North and South Tyndale, for the which no suche suertie shall be had and founde at the saide feast of Easter, and so forth, as tofore is rehersed, be and stande from thensforth warde voyde and of none effect. And if any person or persons, of what estate degre or condicion he or thei be of, take upon hym or them, after the saide feast of Easter, to enter, occupie, dwel, hold, or inhabyte any landes, tenementes, or ground within the saide lordship and boundes of North & South Tyndale, not being his owne inheritance in fee taile, without lawful or sufficient auctoritie, & sufficient suertie by hym or them found, as before is rehersed, except he be a lord spiritual or temporal of this realme, that he and thei so doing, haue imprisonment by the space of a yere without bayle or mainprise, and so to continue till he haue founde sufficiente suertie, to the kynge by recognisaunce afore the Justices of peace of the said countie to be of good bearynge against the kyng and all his liege people. Justices of peace

Cap. x. Subsidie.

¶ Prayen the commons in this present parlyament assembled, that where diuerse and many of your subiectes seuerally granted to your highnes diuers summes of money, of their fre willes and beneuolence, for the defence of this your realme, toward the charge and great expences that your highnes sustened and bare, for the said defence, as wel in your said byage royal in the parties of Fraunce beyonde the sea, as on this syde, in for and aboute the same, which viage your said highnes toke upon you in your most royall person, to the great ieoperdy and labour of the same, aswel for the saide defence of this your said realme, as for the suertie, profit, wele & cõmoditie of vs al your true liege men & subiectes, inhabited in the same, of which sũmes of money diuers

your said subiectes ful louingly haue made to you true payement according to their grantes, and other many seuerall summes of money by diuers of your subiectes to you in that partie graunted, as yet remaine not content n payed parte wherof resteth in the handes of the said grauntours, and parte in the handes of the said commissioners, collectours, and receyuours in that party assigned for the leuy rering and keppyng of the same, whiche is not only to the damage, losse, and hurte of your saide highnes, but also to the murmur, grudge, and miscontentynge of such your saide subiectes as haue made their said paymentes in that behalfe. Wherfore may it please your said highnes, by the aduise and assent of your lordes spiritual and temporall, and the commons in this present parlyament assembled, and by auctorite of the same, to ordeine enacte & establyshe, that proclamacion be made in euery shyre towne and hundred within this your realme, that euery person and persons, whiche haue not content and payed the summes of money by them graunted to your highnes, for the causes remembred, that suche commissioners, collectours, receyuours, and other persons deputed to receyue the same, do make payement therof within thre monethes next after the said proclamacion made, to the saide commissioners, collectours, receyuours, or other persons that here after shall be therunto deputed or assigned by your highnes, and by your letters patentes vnder your great seale, in lyke wyse to be proclaymed: And that the saide commissioners haue auctorite and power to make processe to take euery suche person or persons, as so shall make defaute of payement by his body, and the same to commytte to the common gayle, there to remayne and abyde without bayle or mainprise, to the tyme he hath payed his sayde dueties, or elles fynde sufficient suertie for the payement of the same, to the said commissioners agreable. And if any such person that hath not made payment of this said duette graunted, be deceased: that then the goodes and cattalles of hym deceased, beinge in the handes of his executours or administratours not administred, be charged and chargeable to the said payemẽt. And that the saide commissioners haue like auctorite and power, to do ordeyne and awarde processe for the leuy of the same, as the barons of the kynges escheker do and may do for the kinges dueties resting afore them of recorde in the saide escheker. And the said commissioners collectours or receyuours afore this time therunto deputed, or that hereafter for and to the same shall be deputed, haunynge and takynge the recepte of the same your myneye, or any parcel therof, be seuerally countable for the porcions by them seuerally receyued, before your treasourer of your warres, that was by you assigned in your said viage royal, or any other person or persons, that hereafter by your highnes shalbe therunto deputed and assigned, of and for al such summes of money as thei seuerally haue receyued, or shall receyue, or that seuerally shall come to their handes, before such auditours as by your highnes shalbe assigned in that party. And if any of the said commissioners, collectours, or receyuours, come not to make their accomptes at such day and place as shalbe limitted in your priuy seale to them directed in that party: that then vpon certificat of the deliueree of the saide writtes or priuie seales, made by hym that

the

the same delyuered vpon his othe vnto the chauncelour of Englande for the tyme beinge, the saide chauncellour for the same tyme beinge hath auctorite and power to make commissions vnder your great seale, to certayne persons by his discrecion to be ymitted and chosen, to take the bodyes of the said persones that so shall make defaute, and them to committe to warde (oneles he then he make before the saide treasorer or commissioners suche excuse, as to them shall seme reasonable) there to remayne tyll they haue made their accomptes of and for the premysses, and satisfyed, contented, and payed the dutie by them due vpon their sayde accomptes, vnto your sayde treasourer of your warres, or to suche other person or persones to your vse, as your grace shall depute and assigne in that partie to receyue the same. And ouer this be it enacted, by the saide auctorite, that if any trauers fortune to be betwene the saide commissioners, afore this tyme assigned to receyue the kynges saide duties, collectours, and the saide grauntours, of and for payenge and not payenge, receyuynge or not receyuyng of the said summe or summes of money, or any parte therof: that then, if the said grauntours shewe acquitance, wrytynges, byll, or byllettes, wherby it may appere afore the commissioners hereafter to be assigned, that the sayde commyssyoners or collectours afore this tyme assigned in fourme reherced, haue receyued the summe or summes of money, or any parte therof, that shall be in trauers, or that the saide grantours offer to bryngе two wytnesses or mo, that wyl wytnesse and testifie the sayde payement, or that any grauntour or grauntours denye the graunte of any suche summe or summes of money, or any parte therof of them demaunded: that therupon the sayde commissyoners hereafter to be assigned, haue auctorite and power to here the hole matter, euidence, wrytynges, wytnes, and proues, concernynge the saide trauers, and denyenge of the said graun-tes, and then to charge and discharge euery of the saide persones by theyr discrecions, as thei shall seme best, and the same charge or discharge to bind and discharge euery of the saide parties agaynste the kynges highnes, as if it were adiuged before the auditours assigned by due originall in any of the kynges courtes of recorde betwene partie and partie in actions of accompte, or elles that the kyng were plaintife in the saide action of accompt.

Be it also ordeined by the saide auctorite, that the saide commissioners here after to be assigned by the kynges highnesse, shall by their discrecions vpon their accompte and full payement made, of all summes of money by them receyued, or to be receyued by the collectour or receyuours of the saide sum-mes of beneuolence, allowe vnto the saide receyuours and collectours, suche their reasonable costes and rewardes, as thei for the gathering of the sayde summes haue sustayned. Prouided alwaye that this acte shall not extende to charge any heyre of any man that hath afore tyme graunted any summe of money by waye of his beneuolence.

¶ Prayen the commons in this presente parlyament assembled, that where the citie of Norwyche, whiche is an aunciente citie, is greattely decayed, the especiall cause whereof is for as muche as there is a statute made at West-mynster, the seuenthe yere of the reygne of kynge Henry the fourthe, con-

Cap. xi. Norwyche.

Apprentise. teynyng among other thinges, that no man nor woman shal put there sonne or doughter to be apprentyse within any citie or towne within the realme, but if thei haue landes or rentes to the value of. xx. s. at the leest by the yere,

Justices of peace and that to be testified vnder the seales of two Justices of peace, where the said childe was borne: By force of which statute many and diuers great vexacions, troubles, and losses haue be done to the cytezins of the said citie, as well for the receyuynge of their owne chyldren as other to be their apprentyses, wherby the moste substanciall crafte in the sayde citie, called worsted weuers, and clothiers, by which crafres the weale of the saide citie hath and shuld be maintened, supported, and continued, among other diuers crafres there vsed ben greatly decayed: by reason wherof the yong people of the said cytie ben geuen to ydlenesse, vyses, and other dyuers misgouernaunces: And if no remedy here in be had, it is lyke to be the vtter destruction of the saide citie. Wherfore please it your highnes, of your moste benigne grace, in consideracion of the premisses, by the assent of the lordes spirituall and temporall, and the cõmons in this present parliament assembled, and by auctorite of the same, to enacte, ordeine, and establisshe, that the said cytizyns and euery of them, for euer from henseforth, shalbe at their liberties to receiue and to take to their apprentyses, the sonne or doughter of any persone or persons, which will put their saide sonnes or doughters to be apprentises in the saide citie, the statute aforesaide, and the peines in the same conteyned, not withstandynge: And that thei and euery of them for euer fromhensefoorthe, shall be forpriued and excepte out of euery punisshement and hurte conteyned in the saide statute. Moreouer where in the saide citie in tyme paste hath of longe tyme be vsed, there shulde no man take vpon hym to shere worstedes, called ten yardes, stampns, ne other worstedes, but if he had be apprentise to the occupacion or sherynge of worstedes by the space of. vii. yeres, so that he might haue the knowlege and cunnynge in that crafte: how be it now of late many and diuers persons, as well alyens straungers as other foreins, not dwellynge nor inhabyted, haue within your saide citie by supportacion and maintenaunce of dyuers persons inhabitauntes in the sayde citie, for their singular lucre taken vpon them the occupacion of shering of worstedes and stampns, whiche haue not the syght, nor cunnynge in that occupacion, nor haue be apprentyse to the same, by whome great hurte and diuers losses haue be, for the defaute of cunnynge, by cuttynge and other wyse of the said worstedes, to the owners and other your subiectes in this your realme, infamy, also and sclaunder as well to the occupacions of worstedes and worsted shere men, as to the marchauntes, whiche put them, so hurte and cutte in the sherynge, to sale. And if remedye be not had in these premysses, and reformacion, bothe the sayde occupacion of worsted makynge, and also of worsted sherynge, whiche god for bydde, is lykely to be dystroyed for lacke of polycy and order: wherfore it may please your highnesse, by the auctoritie aforesaide, for the common weale of your marchauntes and other your subiectes of this your realme, and for the conseruacion and sustenynge of the sayde occupacion of worstedes and worsted sherynge, to enacte, ordeine

This act concernynge shetynge of worstedes is repealed. 27. H. VII. cap. xviii.

and eſtabliſche, that from henſeforth no man ſhall take vppon hym to ſhere woꝛſtedes within the ſaide citie, but if he hath be apꝛentiſe to the ſayde occupacion of woꝛſtede ſherynge by the ſpace of. vii. yere, oꝛ ſuche as the mayſters of the ſaide occupacion within the ſaide citie foꝛ the tyme beinge apꝛouynge their cunnynge, with the aduiſe of the mayꝛe foꝛ the tyme beinge, will admitte. And thei that take vpon them the contrary, and the mainteynours of hym oꝛ them ſo miſdoinge, as afoꝛe is ſayde, eche of theim to foꝛfayte foꝛ euery defaute. xx. s. halfe to your gracious and ſoueraygne loꝛde, and halfe to the ſaide mayꝛe and maiſters of the ſaide occupacion of woꝛſtede ſhering, foꝛ that time beinge. And that no man inhabitaunte in the ſaide citie, cytezen oꝛ other, beinge no ſhereman, kepe any ſhereman of woꝛſtedes within his houſe, after the feaſte of Eaſter nexte commynge, vnder the peine of foꝛty ſhyllynges, as ofte as he be in defaute in the ſame: The one halfe to be employed to you our ſoueraigne loꝛde, and the other halfe to the ſaide mayꝛe and maiſters of the ſaide occupacion of ſhearynge of woꝛſted. And that the ſaide maiſters of the ſaide occupacion of ſherynge of woꝛſted, haue ſerche of the ſaide craſte of woꝛſted ſheryng in euery place, as well within the dwelynge places of ſheremen, dyuers, and calenderers of the ſame woꝛſtedes, as other inhabytauntes in the ſaid citie and pꝛecincte of the ſame. And if any citezen oꝛ inhabitaunte of the ſaide citie, denye the ſaide wardens of woꝛſted ſheryng due ſerch, oꝛ go contrary to this pꝛouiſion and oꝛdinaunce, ſhal foꝛfeyt p̄ ſumme of. xl. s. foꝛ euery defaute, the one halfe therof to you our ſoueraigne loꝛde, and the other halfe to the foꝛeſaide mayꝛe and mayſters of the ſaide occupacion, the ſaid peyne to be leuyed after the fourme and oꝛdinance purueyed foꝛ the coꝛrection of the craſte and occupacion of woꝛſted weuers within the ſaide citie. Pꝛouided alway that the ſaide occupacion of woꝛſted ſherynge, ſhall make oꝛ do to be made none oꝛdinaunce concernyng the ſaide occupacion amonge theim ſelfe, but ſuche as the mayꝛe foꝛ the time beinge, with his bꝛethern aldermen, ſhall thynke neceſſary and pꝛofitable to the kinges ſubiectes.

Cap. xii. Poore ſuters.

¶ Pꝛayen the cōmons in this pꝛeſent parliament aſſembled, that where the kyng our ſoueraigne loꝛde, of his moſte gracious diſpoſicion willeth and intendeth indifferent iuſtice to be had and miniſtred accoꝛdinge to his cōmon lawes, to all his true ſubiectes, as well to the pooꝛe as riche, which pooꝛe ſubiectes be not of habilitie ne power to ſue accoꝛding to the lawes of this lande foꝛ the ꝛedꝛeſſe of iniuries & wꝛonges to them daily done, as wel concerning their perſons their inheritaūce, as other cauſes. Foꝛ remedy wherof, in the behalfe of the pooꝛe pſons of this land, not able to ſue foꝛ their remedy after the courſe of the cōmon lawe, be it oꝛdeined & enacted by your highnes, & by the loꝛdes ſpiritual & tempoꝛal, and the cōmons in this pꝛeſent parliamēt aſſembled, and by auctoꝛitie of the ſame, that euery pooꝛe perſon oꝛ perſons, which haue oꝛ hereafter ſhall haue cauſe of action oꝛ actions agaynſt any perſon oꝛ perſons within this realme, ſhall haue by the diſcrecion of the chancellour of this realme foꝛ the time being, wꝛitte oꝛ wꝛittes oꝛiginall, and wꝛittes of Sub pena, accoꝛdynſt to the nature of their cauſes, therfoꝛe nothing paying

to your highnes for the seales of the same, nor to any person for the wrytinge of the same writtes to be hereafter sued. And that the saide chauncellour for the same time being, shal assigne suche of the clerkes, whiche shall do and vse the making & writyng of the same writtes, to write the same redy to be sealed, and also lerned councel and atturneys for the same without any rewarde taking therfore, and after the saide writ or writtes be returned, if it be afore the kynge in his benche, the Justices there shal assigne to the same poore person or persones councell lerned by their discrecions, whiche shall gyue their councelles, nothyng takynge for the same. And likewise the Justices shall apoynt attourney and attourneys for the same poore person or persones, and all other officers requisite and necessary to be hadde for the spede of the saide suites to be had and made, whiche shal do their dueties without any reward for their councelles helpe and busines in the saine, and the same lawe and order shall be obserued and kept of all such suites to be made afore the kynges iustice of his common place, and barons of his estheker, and all other iustices in courtes of recorde, where any such suites shall be.

Cap. xiii. For as muche as many horses and mares of the brede of this lande, nowe of late haue be caried & conueyed out of the same into the parties of beyond the sea, which causeth, not onely the smaller number of good horses to be with in this realme, for the defence therof, but also the gret and good plenty of the same to be in the saide parties beyond the sea, that in tymes past were wont to be within this lande, and ouer that the price of euery of them to be greatly enhaunced here, to the losse and noyaunce of al the kynges subiectes with in the same. For remedy whereof it be ordeined, enacted, and establysshed, by the kynge our soueraigne lorde, by the aduise of the lordes spiritual and temporall, and the commons in this present parlyament assembled, and by auctorite of the same, that from henceforth no maner person ne persons, cary or conuey any horse out of this lande, without the kynges speciall licence, vpon peine of forfaiture of the same, or any mare aboue the value of. vi. s. viii. d. without the kynges speciall licence, vpon the saide peine of forfaiture of the same mare, the owner therof or his deputie, receyuynge for the same mare vi. s. viii. d. at the tyme of the seasyre vpon the saide forfaiture, or elles it to be not forfayte: and at the tyme of seasyre of the sayde mare or maares they shall be praised by the hedde officers of the towne where any suche maare is taken, and there openly to be solde to the beste price, and the half deale of the ouer price of her, beinge aboue. vi. s. viii. d. to be to the kynge, and the other halfe to hym that so seyseth: and the kynges partie therof to be delyuered to the customer of the saide porte. And that no maner person ne persones hereafter, cary or conuey any mare or maares out of this lande, excepte euery of the said mares so caried be of the age of three yeres at the leaste, and not ouer the price of syxe shyllynges eight pence, payenge to the kynge for euery of them, not aboue the value. vi. s. viii. pence, for to be caryed or conueyed in the same porte, suche customes as hath be for mares before vsed. And that for euery mare of more value hereafter by the kynges licence, after the fourme aforesaide, conueyed or caryed beyonde the sea, the owner therof or his

Horses & mares caried beyonde the sea.

his deputie assigned or seruaunte shal paye sixe shyllynges eyghte pence for the custome of the same, before it be shypped, vnder the peine of forfaiture of euery mare so shypped ere thei be customed. And ouer that be it enacted, that if any persionne at the porte will gyue for any of the mares so to be caried. vii. shyllinges, that it be lawfull to hym so gyuynge and payenge the saide. vii. shyllynges, to take the saide mare, if she be not afore taken by the kinges officer, nor the kynges licence be not in the behalfe aforesaide for the same mare to be caried, obteyned. Prouided alwaye that it shall be lefull to euery persone or persionnes, beinge denyzens, hereafter to cary horse beyond the sea, the kynges lycence in that behalfe not obteyned, for their owne vse, not intendynge at the tyme of the shyppynge of the same, nor then fully purposed to sell hym, and that entent to be knowen by the othe of hym that shall do ship the same horse, taken before the customer or serchet of the same porte, this acte not withstandynge.

Straungers made denizens.

Cap. xiiii.

Where the kynge our souerayngne lorde is greatly disceyued in his customes and subsidies by marchauntes straungers, such as the kynge our soueraine lord hath graunted by his letters patentes to be denyzens, and to paie none other customes ne subsidies for their marchaundise inward and outwarde, but as a denizen, vnder colour wherof thei custome not onely their owne marchaundise vnder the fourme aforesaide, but also thei colourablye entre into the customers bokes the marchaundises of other straungers, callynge and sayinge the saide goodes of other marchauntes to be the goodes of them so made denyzens, to the great losse and defraude to the kynge our soueraigne lorde. Wherfore be it enacted by the kynge our souerayngne lorde, the lordes spirituall and temporall, and the commons of this present parliament assembled, and by auctoritie of the same, that all marchauntes straungers, and other that be made denyzens by the kynges letters patentes, or otherwise, pay from henceforth suche customes and subsidies for their goodes and marchandise, inwarde and outwarde, as thei shulde haue payed, if such letters patentes and grauntes had neuer to them be made.

Custome payed by denizens.

Cap. xv.

Where as great extorcion is yerely vsed and hadde within diuerse counties within this realme of Englande, by the subtyltie and vntrewe demeanour of shireffes, vndershireffes, shyre clerkes, or any other officers, holdyng and keppynge the counties in the name of the shyreffe, that is to say, if any man affirme a plaint before the shyreffes in the counties, or before any other of the saide officers, the saide shireffe, vndershireffe, or his shyre clerke will entre or cause to be entred in to their bookes, in the same playntyfes name diuers and many plaintes, bothe of dette, trespas, and couenaunt, at their pleasure, and vnknowyng to the said plaintife, in whose name the saide plaintes ben affirmed, to the intente that if the defendaunt appere not at euery shyre daye or courte, hangynge the same playnt, he shal lese for this defaute made at euery plainte. iiii. d. where diuerse tymes by coupne betwene the said shireffes vndershireffes and shire clerke, & the other forsaid officers the saide defendauntes beinge neuer attached sommoned nor warned, accordynge to the due fourme of the common lawe, wherfore the same parties so

Shireffes.

put in suite, haue no knowlege of any suche suite had agaynst them: And o-
Shire clerke. uer that the same shireues vndershereues and shyre clerkes, wyl cause diuerse
plaintes to be taken in the names of suche personnes that are not in playne
lyke, where the saide defendaunt shal haue lyke losse as is before rehersed, so
that by the vnlawfull demeanour of the saide shyreues, vndershyreues, shire
clarkes, for tyme beinge, and the bayliffes of the hundredes for their defaute
and negligence in theyr offices, and coupne betwene the saide shereues, vn-
dershyreues, shyre clerkes and other of the foresayde offycers, causeth the a-
merciamentes, that be in one yere after the bokes be ingrossed, to amount to
great and importunable summes of money, whiche summes of moneye ben
verely leuyed of the poore commons in the said counties by the shereues, vn-
dershereues, and shyre clerkes, and other deputies beinge of no substaunce
neyther of hauour, whiche deputies take and leue more by extorcion than is
conteined to their estretes, to the exprsse pyllage and empouerishyng of the
said cõmons. Be it therfore enacted, ordeined, and established by the kynge
our soueraigne lorde, and by the assent of the lordes spirituall and temporal,
and the commons in this present parlyament assembled, and by auctoritie of
the same, that no shereues, vndershereues, or shyre clerkes hereafter, nother
Playnt. any person in their naines, nor by their commaundement, shall take and en-
tre no plaintes into their bokes, in no mannes name, onlesse the partie plain-
tife be in his proper person present in the courtes, or els by sufficiẽt attorney
or deputie, that is knowen to be of good name and disposicion: and that the
same partie plaintife shall fynde pledges to pursue his saide playnte, suche
persones as are knowen there in the counties, and that the partie plaintife
shall haue but one plainte for one trespas or contracte. And if the saide shy-
reues, vndershireues, shire clerkes, take and entre, or cause to be entred any
mo plaintes, than the plaintife supposeth that he hath cause of actiõ against
the defendant, that then the said shireues, vndershireues, shire clerkes, that
do entre or cause to be entred any suche plaintes, contrary to the saide prou-
sion and ordinaunce, shal forfait for euery defaut. xl. s. the one halfe therof
to be had to the vse of our said soueraigne lorde the kinge, and the other par-
tie to him or them that wil sue and proue the same matter by action of det or
Justices of peace information in the escheker. And ouer that the Justices of peace in the same
counties. and euery of them, shall haue auctoritie vpon complaint made by
the partie, so vnlawfully greued, to examine the said shireues, vndershireues
or shire clerkes, & plaintifes, and if the said iustices of peace, or none of them
finde by their examinacion defaute in the said shireues, vndershireues, or shire
clerkes, in enterynge of the saide plaintes disceptfully, for his or their auaun-
tage, as is before rehersed, contrary to this present act, that then the said shi-
reues, vndershireues and shyre clerkes, shalbe conuict and attaint of the same
offence without ferther enquiry or examinacion, and that he shal forfaite vp-
on the same examinacion. xl. s. to the vse of our soueraigne lorde the kynge
for euery defaute. And the saide Justices of peace, that so shall take the exa-
minacion, shal certify the same examinacio within a quarter of a yere into the
kinges escheker, vpon peyne of xl. s. And ferthermore that the saide shireues,
vnder-

vnder shireffes, and shyre clerkes, make or cause to be made a sufficient pre-
cepte to the bailyffes of the saide hundredes, to attache, sommone, or warne
the defendauntes that are so in sute, to appere and answere to the said plain-
tes, and if there be any defaute in the saide bailyffes of the hundredes, in
warnynge of the defendauntes, to appere and aunswere to the said plaintes Baylyffes of hundred.
commenced agaynst them in their counties or in executyng their saide office:
that then the same bailiffes shall forfeit for euery defaut vnto our soueraine
lord the kyng. xl. shylynges, and to be attaint and conuict therof by lyke exa-
minacion of the Justices of peace, or euery of them, as before is reherced. And
that the same shiriffes, vndershiriffes, shire clerkes, and their deputies for the
tyme beynge, shal make none estretes to leuye the said shiriffes amerciamen-
tes, vntill suche tyme that two Justices of peace, whereof one shall be of the
quorum, haue had the vewe and ouer sight of their bokes, and that the estre-
tes be endented betwixte the saide Justices of peace and the saide shireffes
and vnder shyryffes, and sealed with theyr seales, the one parte to remayne
with the saide iustices, and the other parte with the saide shireffes or vnder-
shyreffes, to the entent thei maye vnderstande, if any discepte be or vntrue
demeanynge in them in makynge of their bokes. And that those personnes
whiche shall be gatherers of the same amercyamentes, as baylyffes or other
officers, be swore by the saide Justices, that thei take no more money than
is forfeyted and conteyned in the estretes, sealed with the seales of the sayde
iustices of peace, vpon the same peine of forfeiture as before is reherced: ther-
of the same gatherers to be conuicte by examinacion of the sayde Justyces
of peace, or one of them as before is reherced. Prouided alwaye that the sayd
Justices of peace shal be apointed & named at the general sessions after the
feast of sainct Michel the archaungel, by him that is custos rotulorum of the
said counties, or els by the eldest of the quorum in his absence to haue the
ouer sighte and controlment of the saide shyriffes, vndershiriffes, and shire
clerkes, and other of the said officers, and of the saide shiriffes amerciamen-
tes. And the saide iustices of peace, vpon suggestion or informacion of the
party so greued, shal make like processe as in an action of trespas against the
said shireffes, vndershireffes or shyre clerkes, and other the foresaid officers,
misdealing as before is reherced, for to apere before them to aunswere to the
said suggestion or informacion.

Cap. xvi. Calcis. Watche kepyng in Calcis.

Where kynge Edwarde the thyrde, vppon the wynnynge of the towne of
Caleis, stablyshed and made diuers good statutes, ordinaunces, and lawes
within the same towne, for the sure and saufe keppynge of the same: And ther-
vpon for the same entent he gaue diuerse tenementes and faire places buil-
ded there, to diuerse lordes and noble men of his armye, frelye to theim and
their heires without any rentes or charges yeldynge for the same, saue onely
for fyndyng of certayne watches limitted to euery of the saide places for ke-
pyng of the same towne, to the entent specially, that the saide watches by the
saide lordes and honourable men shulde the better and more sure and fer-
mely be kepte and maintayned. And so it is nowe, that the owners of the pre-
misses consyder not their saide charges, ne do not beare the saide watche by

them due as aforesaide, by meane wherof the burgeyses of the saide towne, for the suerty of the same, haue bene many yeres & yet nightly bene sore charged, to their great importable losse, which thei can not nor maye cõtinue and susteyne without the kyng our souerayne lorde prouide for the relefe of the same towne. For the remedy wherof the kyng our souerayne lord by the assent and the aduise of the lordes spirituall and temporal, and the commõs in this present parliament assembled, and by auctorite of the same, ordeineth and enacteth, that who that hath any freehold within the towne of Caleis, out of the which any yerely charge is goyng for the sure kepinge of the said towne, for watche or otherwise, that hereafter ceaseth in doynge of the saide charge by the space of a yere and a daie, that than the said freholde be seased into the kynges handes, he to haue it to hym and his heyres, and durynge the tyme it be in the handes of the kynges highnes, the treasourer of Caleis, take the profites therof to the kynges vse, and beare the charges yerely goyng out of the saide freholde towardes the said keppyng of the said towne, as before that tyme it was accustomed to beare, if the saide freholde will beare the saide charge. And in like wise be charged the kynges committees or his patentees for the keppyng of the saide towne as afore is saide, and for the defaute of the doyng of the same by the space of a yere and a daie, the saide tenementes efsones to be seased as is aforesaid. And so from tyme as oft as the said charge is not content ne paied by the said tyme and durinnge the tyme the saide tenementes be in the handes of the kynges highnes. And if the said tresourer of Caleis pay not the said charge within a yere and a daye, that than the saide tresourer forfeyte the double value of the same, to the kynges hyghnes, if the reuenues be able to fynde the saide watche.

Cap. xvii. ¶ Item for as muche as diuers personnes hauyng lityll substaunce to lyue vpon, vse many tymes as well by nettes, snares, and other engynes to take and destroy fesauntes, and pertryches vpon the lordshyps, manors, landes, tenementes of diuers owners and possessioners of the same without licence, consent, or agrement of the same owners or possessyoners, by the whiche the same owners and possessyoners lese not onely theyr pleasure and disporte, that thei their frendes and seruauntes shuld haue about hawkyng hunting and takynge of the same, but also they lese the profyt and auayle that by the occasion shulde growe to their houshold, to the great hurt of all lordes and gentilmen, and other hauyng any great lyuelode within this realme. Wherfore it is ordeined & enacted, by the auctorite of this present parliament, that it shall not be lefull to any person, of what condicion he be, to take or cause to be taken any fesauntes or pertryches by nette, snares, or other engynes out of his owne waren, vpon the freholde of any other person, without the assent agrement and speciall licence of the owner or possessyoner of the same, vpon peine of forfeiture of. x. li. the one halfe therof to the party that wyll sue for the same by action of dette, or by byll, or otherwyse, and the other halfe therof to the owner or possessioner of the saide grounde, vpon the whiche the said fesauntes and pertryches be so taken. Also it is ordeined by the saide auctorite, that no maner of person, of what condicion or degre he be, take or cause to be

Fesauntes. Pertriches.

co be taken, be it vpon his owne grounde or any other mannes, the egges of any faweon, goshaukes, laners, or swannes, out of the neste, vpon peine of emprisonment of a yere and a daye, and kype at the kynges will, the one halfe therof to the kynge, and the other halfe to the owner of the grounde wher the egges were so taken, and that the Justices of the peace, haue auctozitie by this presente acte, to here and determyne suche matter, as well by inquisition as informacion and proues. Also it is ozdeined by the said auctozitie, that no man from the feaste of Pasche nexte commyng, beare any hauke of the brede of Englande, called an nyesse, goshawke, tasselle, laner, laneret, or fawcon, vpon peine of forfeiture of his hawke to the kynge, and the said hawke to be at the kynges pleasure. And that all such persones that bzynge any nyesse hawke, or hawkes from any of the parties beyonde the sea, bzyng a certificat vnder the customers seale of the port where he first lāded with the said hawke or hawkes: or if he come out of Scotlande, then vnder the seale of the wardeyne or leutenant of that marche that he cometh thozough testifyeng that the same hawke or hawkes be of the parties beyonde the sea, or of Scotland vpon the same peine. And that persone that bzyngeth any suche hawke or hawkes to the kynge, shall haue a reasonable rewarde of the kyng, or els the same hawke or hawkes for their labour. Also it is ozdeined by the same auctozitie, that no man take any ayzer, fawkon, goshawke, tassel or laner or lanerettes in their warin or woodes, or in other place, nor purposely dzyue them out of their couertes accustomed to bzede in, to cause them to go to other couertes to bzeede, nor slea them for any hurt by them done, but suffre them to passe at their liberties, vpon peine of .x. li. the one halfe therof to the partie that will sue for the same by action of det by examinacion before the iustices of the peace, informacion or otherwise, and the other halfe, to the kynge. Prouided alwaye that the moytie of the forfeiture abouesaid gyuen to the owner of the grounde for takyng of swannes egges, be vnto the owner of the saide swannes, and not to the owner of the grounde.

Hawkes egges.

Hawkes.

Swannes egges

¶ Where euery subiecte by the dutie of his allyegyaunce is bounden to serue and assyst his pzince and souerayne lozd at all seasons whan nede shal requyze. And moste specially suche persons as haue by him pzomocion or auauncement as grauntes and gyftes of office, fees and annuytes, whiche owe and berely be bounde of reason to gyue their attendaunce vpon his royall persone, to defende the same when he shall foztune to go in his persone in warres for the defence of the realme, or agaynste his rebelles and enemyes, for the subduynge and repzessyng of them and their malycyous purpose. Wherfoze be it enacted and establysshed by the kynge our souerayngne lozde, by the aduise of his lozdes spiritual and tempozal, and the commons in this pzesent parlyament assembled, and by auctozitie of the same, that if any person or persones, beynge within this realme of Englande or Wales, hauynge suche offices, fees or annuytes, by any of his rehersed giftes and grauntes, do not gyue their attendaunce vpon him whan he shal foztune to go in warres in his person, in their saide persones as their dutye byndeth them, that then thei and euery of them makynge therof defaute, the kynges special ly-

Cap. xviii.

Fees.
Annuitie.

Attendaunce on the kynge in warres.

cense

cence not had, or els he haue suche vnfayned sycknes lettynge or dysease, that he may not in his person come to do his personall attendaunce and seruice after the fourme aforesaide, and that duely proued, that then euery such person or persons forfeit and lose their saide offices, fees, and annuytes, and stande voyde at the kynges pleasure, any acte, ordynaunce or statute to the contrary afore this tyme had or made in any wise not withstandyng. Prouided that this acte extende not to no spiritual person, maistre of the rolles, ne to none other officer and clerkes of the chauncery, iustices of either bench, barons of the kinges escheker, and other officers and clerkes of the said places, the kynges attourneys and solicitour, and the sergeauntes of the lawe. Prouided alway that this acte shal not extende to any person, haupnge any suche offices of the kynges hyghnes, and beyng in his seruice within this townes and forfalites of Berwike and Carlyle, ne to the clerke of the kinges counsell for the tyme beyng.

Cap. xix. Vpholsters.

To the right worshypful commons in this present parliament assembled, sheweth vnto your discrete wisdomes the wardeyns of the felyshyppe of the crafte of vpholsters within the citie of London, that where as dyuers persons within the realme of Englande, out of the saide citie, maketh and doth to be made vnlawfull and false wares and marchaundises, to the great rebuke and disclaunder of the said craft, and also great ieopardy, losse, and discrete to the kinges subiectes: wherfore there is no sufficient remedy purueyed for so muche as the same wardeines haue no power nor auctorite to make due serche of suche false discreuable wares and marchaundises put to sale out of the saide citie, as thei haue power and auctorite within the same citie, as in fetherbeddes, bolsters, and pillowes made of two maner of corrupte stuffes, that is to say, of scalded fethers and dry pulled fethers together, and of lockes and fethers together, which is contagious for mannes body to lye on, and also in quiltes matresses and cusshons stuffed with horse heare, kenne downe, neates heare, and gotes heare, whiche is wrought in lyme fattes, and by the hete of mannes body the sauer and tast is so abhominable and contagyous, that many of the kynges subiectes therby ben destroyed, whiche disceytfull making of the forsaid corrupt and vnlauful stuffe is to the great losse and impouerysshyng of the kynges lyege people, and also the great rebuke and disclaunder to the said craft of vpholsters. Therfore it may please the kynges hyghnes, by the aduise of the lordes spiritual and temporal, and his commons in this present parlyament assembled, and by auctorite of the same, to establysshe and enacte, that from hensforth no persone ne persones shal make, ordeine, vtter, ne put to sale in faires ne in marketes within this hisaid realme, any fetherbeddes bolsters or pullowes, excepte thei be stuffed with one maner of stuffe, that is to saye with dry pulled feyhers, or els with clene downe alone, and with no scalded fethers nor fen downe, nor none other vnlawful corrupt stuffes, as is afore rehersed, but vtterly to be dampned for euer. Except if any person or personnes for their owne proper vse in their houses, make or do to be made any of the forsaid corrupte & vnlauful stuffe and waies, so thei bene not offred to be solde in faires and marketes, vpon

Fetherbeddes.

peine

peine of forfeiture. And also in likewise quyltes, matresses, and cusshons be stuffed with one maner of stuffe, that is to say with clene wol or clene flockes alone, and with no such vnlaufull afore rehersed, vpon peine of losse and forfeiture of all suche vnlaufull wares and marchaundise.

¶ For certayne reasonable considerations be it ordeined, enacted, and estabylished, by the kyng our soueraygne lorde, and by the assent of the lordes spirituall and temporall, and the commons in this presente parlyament assembled, and by auctorite of the same, that if anye woman, whiche hath had or hereafter shal haue any estate in dower, or for terme of life, or in taile iointly with her husband, or onely to her selfe or to her vse, in any manors, landes, tenementes, or other hereditamentes, of the inheritaunce or purchace of her husband, or geuen to the said husband and wife in tayle, or for terme of lyfe, by any of the auncestors of the saide husbande, or by any other person seased to the vse of the saide husbande, or of his auncestors, and haue or shall hereafter beyng sole, or with any other after taken husband, discontynued or discontinue, alieued, released, or confermed, alyene release or conferme, with warrantie, or by couin suffred or suffre any recouer of the same agaynste them or any of them, or any other seased to their vse, or to the vse of either of them, after the fourme aforesaide, that al such recoueres, discontinuaunces, alienations, releases, confirmacions and warrantes, so had and made, and from henceforth to be had and made, be vtterly voyd and of none effecte. And that it shal be lefull to euery person and persons, to whom the interest, title, or inheritaunce after the decease of the said women of the said manors, landes, and tenementes or other hereditamentes, beyng discontinued, alyened or suffred to be recouered after the first day of Decembre next coming, in the fourme aforesaid, shulde appertaine, to entre into all and euery of the premisses, and peasybly to possede and enioye the same in such maner and fourme as he or thei shuld haue done, if no suche discontinuaunce, warranty, nor recouery had be had nor made. And ouer this be it ordeined and enacted by the said auctorite, that if any of the said husbandes and women, or any other seased, or that shal be seased to the vse of them of the estate afore specified, after the said first day of Decembre, do make or cause to be made, or suffre any such discontinuance, alienacions, warranties, or recouerye in fourme aforesaide, that it shall be lefull to the person or persons, to whom the said tenementes shulde or ought to belong after the decease of the said womā, to entre into the same, and them to possede and enioy, according to such tytle and interest as thei shuld haue had in the same, if the same woman had bene dead, no discontynuaunce nor recouerye had, as agaynst the saide husbande durynge his lyfe, if the saide discontinuaunce, alienacion, warranties and recouerye be hereafter had by or agaynste the same husbandes and women durynge the couerture and esposel betwixt them. Prouided alwaye that the saide women, after the decease of their said husbande, may reentre in to the manors, landes and tenementes, and them to enioy according to their fyrst estate in the same. And ouer this be it ordeined and enacted by the saide auctorite, that if the saide women, at the tyme of suche discontinuaunce, alienacions, recouerye, warrauntes,

Cap. xx.

Woman couert makyng alienacion, &c.

cauntes, after the saide firste daye of Decembre, in fourme aforesaide to be had and made of any of the premisses be sole, that then she shalbe barred and excluded of her tytle and interest in the same from henceforth, and that the person and persons, to whom the tytle interest and possession of the same shulde belonge after the ceate of the sayde womae, shall immediatly after the sayde discontynuaunce, alienacions, warrauntes and recouerees, enter into the same manors, landes, tenementes and other hereditamentes and them to possede and enioye accordynge to his or their tytle in the same. Prouided also that this act extende not to auoyde any recoueree, discontinuaunce, or warrauntye after the fourme aforesaid afore this tyme had made or suffred, but onely where the saide husbande and woman, or either of them nowe beynge alyue, or any other to their vse, nowe haue entrest and tytle to the sayde manours, landes, tenementes or other hereditamentes alyened, discontynued, or suffred to be recouered after the fourme aforesaide, and therof nowe, takynge the yssues and profittes, or anye other personne or personnes to their vse. Prouided also that this acte extende not to anye suche recouerees, or discontynuaunce to be had with the heyres nexte inherytable to the saide woman, or he or they that nexte after the deathe of the same woman shulde haue estate of inheryptaunce in the same manors landes or tenementes, be assentynge or agreable to the said recouerees, where the same assent and agrement be of record or inrolled. Prouided also that it shalbe leful to euery suche woman, beyng sole or maried, after the dethe of her fyrst husbande, to gyue, sel or make discontinuaunce of any suche landes terme of her lyfe onely, after the course and vse of the common lawe before the makyng of this present acte.

Recouerees.
Discontinuances.

Cap. xxi.
Periury.
London.
Enquest.

Cwhere as periury is muche and customably vsed within the citie of London among suche persons as passen and bene empanelled vppon yssues ioyned betwene partye and partye in the courtes of the same citie, to the greate displeasure of almyghtye god, and also to the dysheryptaunce and manyfolde wronges of the kynges subiectes, for as muche as there is impanelled in the same enquestes personnes of lytell substaunce discrecion and reputacion, and also, none atteynte ne other sufficient punyshement is for suche periured personnes before this tyme purueyed and ordeyned within the same citie. Therfore it maye plese the kynges highnes, by the aduise and assent of the lordes spirituall and temporall, and the commons in this present parlyament assembled, and by auctorite of the same to establysshe, ordeyne, and enacte, that no personne ne personnes hereafter be impanelled summoned or sworne in anye iurye or enquestes, in courtes within the same citie, except he be of landes tenementes or goodes and catalles to the value of. xl. marke: and that no person nor persons hereafter be impanelled, somoned nor sworne in iury or enquestes in any courte within the sayde citie, for landes or tenementes, or action personall, wherin the dette or damages amounteth to the summe of. xl. marke or aboue, excepte he be in landes, tenementes goodes or catalles to the value of. C. marke: and the same matter and cause alegged by any of the saide parties by way of chalenge, and so founden, shall be admytted

Chalenge.

admitted and taken in euery of the same courtes as principal chalenge. And that euery suche person hereafter to be impanelled or summoned to appere in any iury or enquest, before any of the said iudges of the same citie, making defaut at the first sommons lese and forfeyt in pflues. xii. d. and at second defaut. ii. s. and so at euery such defaut after that, the issues and penalties to be double and al suche pflues lefte in the mayres court e, shall be forfeited leued and percepued to the vse and behofe of the mayre and compnalte of the saide citie, and all suche pflues loste in the shyriffes courte or courtes shall be forfeited leuyed and percepued to the vse of the shyreffes of the same citie for the tyme beinge, towardes their feeferm. And also be it enacted by lyke auctoritie, that the partie greued by any vntrue or false verdite hereafter to be giuen in any of the courtes of the said citie, shall and may haue and sue Atteint by byll in the hustynges of London, holden for common plees before the mayre and aldermen of the same citie for the time beyng, and therupon a precept to be awarded and made by the same maire to euery aldermā of the said citie, or his deputy in his absence, to present and certifie the names of. iiii. indifferent and discrete persons of good fame, and euery of them of substaunce of. C. li. or more, citezens of the same citie, dwellyng in his warde, to the maire and aldermen of the said citie for the time beynge at the hustynges of common plees within the same citie than nexte ensuynge to be holden, of whiche persons so presented and certified the saide mayre and. vi. aldermen or mo, holdyng the same court of hustynges, shall take name and impanell. xl viii. by their discrecion thoughte moste able sufficient and indifferent, and the mayre and his successours mayres of the saide citie, shall do to be sommoned the saide. xl viii. persons, so by the sayde mayre and aldermen named and impanelled, and also the tutours of the pety iury, and the partie or parties named as tenauntes or defendauntes in the saide byll of atteynt, to appere before the maire and aldermen of the same citie at the hustinges of comen plees then nexte to be holde in the same citie, and if the same atteynt then, or any other tyme happe to remayne vntaken for or by defaute of tutours by chaleng or otherwise, that vpon euery tales graunted, the saide mayre and aldermen shal impanell the saide persons whiche were certified by the saide aldermen or their deputies, and omitted out of the saide panel, or put therin other person or persons beyng cytezens of the saide citie, and of the substaunce of. C. li. or more. And also that all the plee and plees to be alledged or pleded by or for the tenaunt or defendaunt tenauntes or defendauntes, or by any of the iutours of the pety iury in the same atteinte, and triable by any iury or enquest shall be tried within the same citie, and by the enquestes of the same, and in none other place ne countie. And that none of the saide pety iury, ne other parties named in any suche byll of atteint, shall or maye haue any chalenge to thatray or to any person or pol therin beyng impanelled for lacke of sufficyens of goodes or of landes. Ouer that be it prouided and enacted, that the iudgement in any suche atteynt shall not extende to any landes or tenementes, ne to other punishment of the pety iury, ne other proces to be in the same atteint then is lymitted and appointed in this present acte, and if the. xxiiii.

Verdyte. Atteynt.

persons

persons of the saide. xlviii. persons swoyne in the same atteint, find that the iurours named in the pety iury haue made & gyuen an vntrue verdyt, that then the iudgemēt shal be against the partye defendaunt in the same atteint, as is vsed in atteint sued by writte at common lawe. And futhermoze the iugement in the same atteint shall be against the pety iury, that euery of the iurours of the same pety iury shall forfeite and lese. xx. li. oz moze by the discrecion of the mayze and aldermen of the saide citie, keppnge the same hustynges, oz any other hustynges of common plees, to suche vse and behofe as other issues and penalties bene forfeyted and lost in any action oz plaint commenced befoze the mayze and aldermen of the same citie, and his bodye to be impzisoned, there to remayne without bayle oz mainpzise. vi. monethes oz lesse by the discrecion of the maire and aldermen of the same citie foz the time beynge, and to be disabled foz euer to be swoyne in any iurye befoze any tempozall iudge. And ouer that be it enacted by the same auctozitie, that if it be founde by the graunde iury in the same atteinte, that the petit iury haue gyuen a trewe verdyte, that then the graunde iurye shall haue auctozitie and power to enquyze if any of the pety iury toke oz perceiued any summe of money, oz other rewarde oz pzomise of money, oz other rewarde of them named defendauntes oz tenauntes in the same atteint, oz if any other person oz persons by the cōmaundment couyn oz assent of any of them, to oz foz the entente of their verdyte gyuyng, wherupon the same atteint is grounded, and after any suche corruption by the saide graunde iury is founden, that then the iurour oz iurours of the saide pety iury, that is founde so defectise in takyng and percepuyng any sūmes of money oz other reward oz pzomise of reward, shall lose, forfeite, and paye to the plaintyfe oz plaintifes named in the said atteynt. x. tymes the value of that summe, other rewarde so taken percepued oz pzomised, in fourme abouesaid, and to suffer impzisonmēt without baile oz mainpzise. vi. monethes oz lesse by the discrecion of the saide mayze and aldermen, and to be disabled foz euer to be swoyne in any iurye befoze any tempozal iudge. And ouer that be it enacted, that suche defendaunt oz tenaunt, defendauntes oz tenauntes in the same atteint, shall lose, forfeyte and paye to suche vse and behofe as other penalties ben forfeyted within the same citie x. tymes the value of that summe of money, oz other rewarde by him oz them so gyuen to any of the said pety iury, and the same defendaunt oz tenaunte, defendauntes oz tenauntes, to be impzisoned, there to remayne without bail oz mainpzise during. vi. monethes, oz lesse by the discrecion of the said maire and aldermen; And if any dettes, damages, oz costes be recouered in any action wherupon suche atteint is grounded, and by the same atteint that it be founde, that the pety iury haue gyuen a false serment, that then foz that recouery and restitucion of the same det damages & costes, the plaintife oz plaintifes, in euery atteint shall and may sue an action of det against the same defendaunt oz tenaunt, by writ, byl oz pleynt in euerye of the kynges courtes, wherin the same defendaunt oz tenaunt and euery of them, shall not be receiued to do his lawe. And ouer that be it enacted, that if any plaintife oz plaintifes, in any suche atteynt commenced befoze the saide mayze and aldermen

vpon

done vpon the sayd newe bushelles and galons made afore the makynge of this present acte, if this act had not be made. And that it be ordeyned by the sayd auctoritee, that after the sayd newe bushels and galons be made accordynge to this present acte, that all other bushels and galons of bras, remaynynge as wel in the sayde treasorie as in all other places of Englande, before the feast of Christmas next coming be dampned & broken, vpon peine of .xx. li to be leuied vpon euery citee borough and towne, or any other place hauing the keping of the common measures, that kepe stil any other bushel or galon vnbroken and not damned of bras, than is ordeined to be made by this present acte.

Cap. vi. Marchantes aduenturers.

To the discrete commons in this present parliament assembled, Sheweth vnto your discrete wyssdomes the marchauntes aduenturers, inhabytynge and dwellynge in dyuerse parties of this realme of England out of the citee of London, that where they haue their passage, resorte, course and recourse, with theyr goodes wares and marchaundise in dyuerse coostes and parties beyonde the sea, as well into Spayne, Portingale, Brytayne, Irlande, Normandy, Fraunce, Cyuyle, Venice, Danske, Estlande, Fryseland, and other diuerse and many places, regions and countreis being in leage & amitie with the kynge our souereigne lorde, there to bye and sell and make theyr exchanges with theyr said goodes wares and marchandises, according to the lawe and custome vsed in euery of the sayd regions and places: And there euery person freely to vse them self to his moste auauntage without exaction, fyne impoticion or contribucion to be hadde or taken of them or of any of them to for or by any Englyshe person or persons. And in semblable wyse they before this tyme haue had vsed, and of right owen to haue and vse their free passage resorte and recourse in to the coostes of Flaunders, Holande, Seland, Brabande, and other places therto nygh adioynynge, vnder the obeysance of the archeduke of Burgoyne: In whiche places the vnyuersall martes be commonly kept and holden .iiii. tymes in the yere to the which martes al Englisshmen, and diuerse other nacions in tyme past, haue vsed to resorte, there to sell and vtter the commoditees of their countreis, and freely to bye agayne suche thynges as semed them moste necessarye and expedient, for their profyte and the weale of their countreis and parties that they be come fro, tylle nowe of late that by the felishyp of the marcers and other marchauntes and aduenturers dwellyng and beynge free within the citie of London, by confederacye made amonge them selfe of their vncharitable and inordinate couetyse, for their singular profite and lucre, contrary to euery Englyshmans liberty, and to the lybertie of the sayde marte there, whiche is that euerye personne, of what nacion that he be of shulde haue theyr free lybertie, there to bye and sel and make the commutacions with the wares, goodes and marchaundises at theyr pleasure, haue contrary to al lawe, reason, charitie, right & conscience, amonge them selfe, to the preiudice of all englyshemen, made an ordinaunce and constitucion, that is to say, that no enghysheman, resortyng to the sayde marte, shall neyther bye ne sell any goodes wares or marchandyses there, excepte he fyrst compound and make fine with the said felishyp marchantes of London. London.

London

London and their saide confederates at their pleasure. vpon peine of forfaiture to the saide felowship marchauntes of London and to their confederates, of such marchandises, goodes or wares so by hym bought or solde there whiche fine, imposicion, and exaction, at the beginninge whan it was firste taken, was demaunded by colour of fraternitee of Thomas becket bisshop of Caunterbury, at whiche tyme the saide fyne was but the value of an olde noble sterlynge, and so by colour of such feigned holynes it hath be suffred to be taken of a fewe yeres passed, and afterwarde it was encreased to an. C. s. flemmisshe, and nowe it is so, that the saide felowshippe and marchauntes of London take of euery english man or ponge marchaunte beinge there at his firste cominge. xl. li. sterlinge for a fyne, to suffre him to bie and sell his owne proper goodes wares and marchandises that he hath there: by occasion wher of all marchauntes not beinge of the saide felowship and confederacie, withdrawe them selfe from the saide martes, wherby the wollen clothe of this realme, which is one of the greattest commoditees of the same, by making wher of the kynges true subiectes be put in occupacion, and the poore people haue most their lyuing, and also other diuers commoditees of diuers and seuerall parties of this same realme is not solde ne vttred, as it was in tyme past, but for lacke of vtteraunce of the same in diuers parties, where suche clothes be made, thei be conueied to London, where thei be solde farre vnder the pryce that thei be worthe and that thei coste to the makers of the same, and at some tyme thei be lent to longe daies, and the money therof at diuers tymes neuer paied: And ouer that the commoditees and marchaundises of that parties, which the said felowship marchātes of London and other their confederates bringe into this land, is so solde to your saide complainauntes and other the kynges true subiectes, at so dere and high excedinge pryce, that the byer of the same can not leue therupon: by reason wherof all the citees, townes, and boroughes of this realme in effect be fallen into great pouertee ruine and decaie, and as nowe in maner thei without hope of comforte or relefe, and the kynges customes & subsidies, and the nauy of the lande gretly decreased and minisshed, and daily thei be lyke more to decaie, if due reformacion be not had in this behalfe. Be it therfore enacted by the kynge our soueraine lorde, by thaduise and assent of the lordes spiritual and temporall and the commōs in this present parliment assembled, and by auctorite of the same, that euery englisshman, being the kynges true liege man from henseforth, haue free passage, resorte, cours and recours into the saide costes of Flaunders, Holande, Selande, Brabande and other places therto nigh adioininge vnder the obeisaunce of the said archduke, to the martes there, hereafter to be holden, with his or their marchandises, goodes and wares, there to bie and sell and make their eschange frely at his or their pleasure, without exaction fine imposicion extorcion, or contribucion, to be had, leuied, taken, or perceiued of them or of any of them forre or by any englisshe person or persones to his or their owne vse, or to the vse of the said fraternite or felowship, or of any other lyke except onely. x. marke sterlynge, and that no person englisshe as is afore rehersed herafter take to his owne vse or to thuse of the said fraternitee or felyship ther

of

of any other englisshe persone, of what estate, degre or condicion that he be of so alwaie that he be the kynge our soueraine lordes true liege man, any tyne, exaction, imposicion, or contribucion for his lybertee or fredom to bie and sel goodes, wares, or marchaundises, in or at any of the saide martes more or aboue the saide sum of .x. marke sterlinge onely, vppon peine of forfaiture, to our soueraine lorde for euery tyme that he doth the contrary of this act .xx. li. and also to forfait to the parties so greued in this behalfe .x. tymes so muche as he contrary to this present act taketh of hym. And that the parties so greued shall haue in this behalfe an action of det for the saide forfaiture, or ten tymes in any of the kynges courtes, within this realme, by writte, bill, plaint or informacion, and suche processe to be made in the same, as is or ought to be made in or vpon an action of det at common lawe, and the tryall therof to be had in such shire, citee or place, where the saide action is commenced or sued, and that the defendaunt in any action be not admitted to wage his lawe, nor none essoine nor protection be for suche defendaunte admitted or allowed in that behalfe.

Cap.vii. Murdre prepensed.

Cwhere abhominable and wilfull purpensed murders be by the lawes of god and of natural reson forboden, & are to be eschewed, yet not the les, many and diuers vnresonable and detestable persons, lackyng grace, wilfully commit murdre, to the highe displeasure of god, and contrary to all the lawes aboueaide, and moreouer against the naturall and obliged duty, wilfully cõmit purpensed murdre, in sleing their maister, or their immediat soueraigne, vnder whom he or thei be or owe obedience, in truste to eschew the parell and execution of the lawe by the benefite of their clergie. In hope wherof of late one James grame, late of London yoman, wilfully assented and purpensed the murdre of one Rycharde Tracy getylman, then his maister, by hym and his purpensed assent, the. xix. daie of February last past at Brent wood in the county of esser, murdred and slaine, to the right perillous ensample of other yll disposed. Wherfore in auoiding of lyke mischeues to eschewe, by the assente of the lordes spirituall and temporall and the commons in this presente parlyament assembled, and by auctorite of the same, be it enacted, that the said James Graime, for the murdre of the said Rycharde Tracy his late maister, be attteinted of the saide murdre as felon that hath offended in pety treson, and that the same James for the same murdre shall be drawen and hanged in suche maner and fourme, as by the lawe of this lande hath ben vsed in suche caules, as persons being no clerkes, doing lyke murdre, haue or ought to be punished, any priuilege of his clergy, nor his demaunde of the same not withstanding. Also be it ordeined by the said auctorite, that if any lay person hereafter purpensedly murdre their lorde, maister or soueraine immedyate that thei hereafter be not admitted to their clergie, and after conuiction or ataindet of any suche person, so hereafter offendinge had after the course of the lawe, that the same persone be put in execucion as thoughe he were no clerke.

Priuilege of clergie.

ANNO. XIX.

HEnricus dei gracia Rex Angliæ & Franciæ, & dominus Hiberniæ, vicecomiti Essex salutem. Precipimus tibi firmiter iniungentes, ꝙ in singulis locis infra balliuam tuam, tam infra libertates quam extra, vbi magis expediens videris, publicas proclomaciones quorundam statutorum & ordinacionum in vltimo parliamento nostro, auctoritate eiusdem parliamenti editorū, fieri facias in forma sequēti,

THe kynge our soueraigne lorde Henry the. vii. after the conquest by the grace of god kinge of England and of Fraunce, and lord of Irlande, at his parliment holden at Westminster the. xxv. daie of Janury, in the. xix. yere of his most noble reine to the honour of god & holy churche, and for the common weale and profit of this his realme, by the assent of the lordes spirituall and temporal, and the commons in this present parliamēt assembled, and by auctoritee of the same, hath do to be ordeined made and enacted certaine statutes and ordinaunces in maner and fourme folowing.

Cap. i.

WHere in the parlyament holden at Westminster the. xi. yere of the kynge our soueraine lordes reine, for good and resonable consideracīōs in an act of the said parlyment cōteined, it was ordeined by the same, that euery person and persons, beinge within this realme of England or Wales, hauing offices, fees or annuitees of the kinges giftes and grauntes, and did not

Attendance on the kyng in warre.

geue their attendaunce vpon the kynges highnes, when he shulde fortune to go in warres in his person, in their persons, as their duetee byndeth them in that behalfe, that then thei and euery of them, makyng therof defaut, the kinges speciall lycence not had, or els the saide person or persons hauinge suche vnfeined siknes, lettinge, or disease, that he or thei after due proffe of the same, shoulde forfeite and lese their saide offices fees and annuitees, and the same to stande voide at the kynges pleasure, as in the same acte more at large it is conteined. And for as muche as diuers and many persones, hauinge of the kynges giftes and grauntes many honours, lordships, castels, maners, lādes tenementes and other possessions and hereditamentes, by reason wherof thei are more bounde to geue their attendaunce vpon the kynges moste royall persone in his saide warres, than other rehersed persons haupnge but fees offices, and annuitees for terme of lyfe, as well for defence of his moste noble persone, as for the defence of this his realme, whiche was at the tyme by ouersight omitted and lefte out of the saide acte. Be it therfore enacted ordeined and establisshed, by the aduise of the lordes spirituall and temporal in this present parlimēt assēbled, and by auctoritee of the same, that euery person or persons, hauinge or occupyng, or that hereafter shall haue or occupie any honours, castelles, lordeshippes, manors, landes, tenementes, and other possessions and hereditamentes, by reason and vertue of the letters patentes of the kynge our soueraigne lorde that nowe is, nowe geuen, graunted, and made, or hereafter to be geuen, graunted, or made, by our saide soueraigne lorde, and geue not their daily attendaunce in their persons vpon his highnesse, when he shall fortune to goe in warres, within this his realme, or elles

for

for any vrgent or any other reasonable causes in his person, for the honour or surette of the same his personne and the defence of this his realme, and agaynst his enemies and rebelles within the same realme or without, for the repressynge and subduynge of them and theyr malycyous purpose, and well and truely accordynge to the duety of their allegyaunce to serue the kyng in his sayd iourney and vyage, and to geue theyr attendaunce vpon his grace in the same. And not for to departe without his specyall lycence in wrytynge vnder the kynges sygne manuell or sygnet, or vnder his great seale, or priuy seale, or elles vntyll after the generall proclamacion be made, that they shall departe or elles the sayde persone or personnes, haupnge suche vnfeined sykenesses, lettynge, or disease, that he or they mate not in theyr personnes come to do theyr personall attendaunce and seruyce, and that duely proued, that than all suche letters patentes, giftes and grauntes and all thynges in them conteyned be vtterlie from henceforth adnulled voyde and of none effecte, and at the kynges pleasure. Prouyded that all suche personnes so giuynge attendance, shall haue the kynges wages from the tyme of commyng from his house towarde the kynge, when they come to the kyng and from the kyng home agayne at the tyme of theyr departynge, after the rate of. xx. myles for a daie, and whyle they be with the kinges grace to haue also the kinges wages. Prouyded alwaie that this acte extende not to no spyrytual personne nor to the mayster of the Rolles, nor to none other offycer, and clerkes of the chauncerie, iustice of eyther benches, barons of the kynges eschecker, and other offycers and clerkes of the sayde places, the kynges attourney and solicitours and the sergeauntes at lawe, nor to the clerke of the kynges counsels for the tyme beynge, nor to any persone beynge within the age of. xxi. yeres, nor to any graunt or patent of any ward, or ydiote, or custody of the same, nor to no heyres females, inherited by reason of any suche grauntes. Prouyded also that it extend not to any patentes, nor landes or tenemētes comprysed in the same, the which patentes make mencion, that any graunte, is made by the kyng of such landes of retinue, summe or summes of money conteyned in the same letters patentes.

Letters patentes.

wages for wayfare.

Warde.

Ideote.

CPlease it your hyghnes, for as muche as by longe tyme past fewe sufficient bowstaues haue bene brought into this your realme, for scarcenesse wher of as well the artillary of the same is almoste decayed, as is the facoultye or bowers almoste destroyed, Notwithstandynge many good statutes herebefore made for bryngyng of bowstaues into this your realme, that to geue corage to marchantes to bring into this your realme in time commyng good bowstaues more plenteously to the encrease of archers, and of the artillerie of the same, then they haue bene accustomed to brynge in tymes past. That it may please your sayd highnes, of your most special and habundant grace, by the aduyse and assent of your lordes spirituall and temporall, and of the sayd commons in this parlyament assembled, and by auctorite of the same, that it may be ordeined establysshed and enacted, that no custome be paied after the makynge of this acte, for any sufficient bowstaffe or bowstaues conteynyng the lenthe of fyue fote and an halfe or aboue, that shal be brought into this

Cap. ii.

Bowstaues.

Custome.

your realme by any marchaunte straungers or other, betwene this and the nexte parlyamente, But that all maner marchauntes, for bryngyng into this your realme of any sufficient bowstaues, of the length fyve foote and a halfe or aboue, be dyscharged of all customes for the same bowstaues, duryng the sayde tyme:

Cap. iii. ¶ The kyng our soueraigne lorde remembryng, that at his parliament holden at westminster the. xiiii. day of Octobre, in the. xi. yere of his reygne, amonge other thynges it was ordeyned and enacted, that vpon euery vntrue verdyt to be geuen within this his realme betwene partie and partie, in any suyte, playnt or demaunde before iustices of recorde, where the thynges in demaunde extendeth to the value of. xl. pounde, not concernyng the ieopardy of mannes lyfe, the partie greued by the sayde vntrue verdit, shall haue a wryt of attaynt agaynst euery person, geuyng an vntrue verdyte, and against the partie whiche hath iudgement vpon the same, whiche good statute than was made to endure vnto the parlyament then nexte folowyng, as in the same statute playnely appereth, and that at the nexte parliament holden at westminster the. xvi. day of January, in the. xii. yere of his reigne the same good statute was ordeyned to continue vnto the fyrst day of this present parlyament, begon the. xxv. day af January. And for as muche as the same statute is muche necessary to be continued, for the punishement of the horrible vyce of periury. Therfore our sayd soueraigne lorde willeth, by the aduyse of the lordes spirituall and temporall, with the assent of the commons in this present parliament assembled, and by auctoritee of the same, it be ordeined and enacted, that the sayd good and necessary statute and euery thynge therin conteined, be and stande good and effectuall for to continue and endure vnto the nexte parlyament.

Herdyte.

Attaynt.

Periury.

Cap. iiii. ¶ The kynge our soueraigne lorde consyderynge ryght well, that in tyme of his moste noble progenitours shotynge in longe bowes hath bene muche vsed in this his realme, wherby honour and victory hath ben gotten against outwarde enemyes, and the realme greatly defended, and muche the more dredde amonge all chrysten prynces by reason of the same: which shotynge is nowe greatly decayed in this realme, for as much as nowe of late the kynges subiectes of the same greatly delite them selfe and take pleasure in vsing of crosbowes, wherby greate destruction of the kynges deere as well in forestes chases as in parkes, dayly is had and done: and shoting in longe bowes lytle or nothynge vsed, and lykely in shorte space to be loste and vtterly decayed, to the greate hurt and enfeblynge of this realme, and to the comforte of our outwarde enemyes, if remedy be not therfore in dewe tyme purueyed. wherfore our sayde soueraine lorde the kynge, wyllynge that his subiectes in this realme shall vse theyr longe bowes after the lawdable custome vsed in tyme of his moste noble progenitours, to the great honour strengthe and defence of this his realme, by the aduyse of his lordes spirituall and temporal, and the cõmons in this his present parlyament assembled, and by auctoritee of the same, hath ordeined and enacted, that after the fest of Ester next comming no person within this realme, without the kynges specyall lycence vnder

Crosbowes.

Shoting in long Bowes.

vnder his placarde, sygnet and sealed with his pryuie seale or sygnet, shall occupie or shote in any crosbowe (but if he shote out of an house for the lawfull defence of the same. Excepte he be a lorde, or that he or other persons to his vse haue landes and tenementes of freholde to the yerely value of two hundred marke ouer all charges, vpon the peyne for to forfayt the same crosbowe, with all the apparell that therto belongeth, to any person that wyll sease and take the same. And that it shall be lefull vnto any person, that seeth any other person shotyng in any crosbowe, contrary to this ordinaunce, to sease the same crosbowe, with all the appareyll therto belongynge, to their owne vse, so that he that so shall sease any suche crosbowe at the nexte assises or sessyons of the peace, gyue openly euedence agaynst hym that so shoteth. And that the iustices of assise, and iustice of the peace at their sessions by auctorite to enquyre if any person or persons do contrary to the ordinaunces of this estatute. And if it be presented by verdite of .xii. men before the Justice of assise or Justices of the peace in theyr sessions, that any persone or persons haue done contrary to the sayde ordynaunces, that lyke processe shall be made therupon, as shalbe made vpon an endytement of ryot or trespas: and suche person or persons as shall be therof conuicted, shall forfeyte to the kyng for euery day so vsynge his crosbowe contrary to this present act xl. s. by force of this statute: And if that conuiction be not had by reason of the gyuynge of euydence of any person seasynge any crosbowe in fourme aforesayde, than the Justices shall awarde to the same persone so geuynge euidence. x. s. of the same. xl. by their discrecion, to be leuied by Fieri facias at the suite of the same partie or els to be payed whan the residue of the same xl. s. shalbe payed to the kynge. And if any of the sayd lorde or persons, hauyng landes or tenementes to the value of. CC marke, sufferr any of their seruauntes to shote with their crosbowe, otherwise than to assay his lord or maysters bowe, or to vnbend the same, than that lord or person fromhensforth to lese their libertie of vsynge of any crosbowe, and forthwith shall dyscharge the seruaunt out of his seruyce, or els they to forfait. x. li. for euery tyme that he shoteth in a crosbowe.

¶ The kynge our soueraigne lorde seynge euedently, that his coyne, and specially of syluer, is sore empared, aswell by clippynge therof as by counterfetynge of the same, and by bryngynge in to this his realme of the coine of Irelande, by occasion wherof great rumour and variaunce daielie encreaseth among his subiectes, for takyng and refusynge of the same, for ceasinge and pacifieng wherof, and for the vniuersall wele of this his realme, by the aduyse and assent of his lordes spirituall and temporall, and the commons in this his parlyament assembled, and by auctorite of the same, hath ordeyned established and enacted, that all maner of golde of the coynes of a soueraigne, halfe soueraigne, ryall, half ryall, and the fourth parte of a ryall, the aungell, halfe aungell, and euery of them, beinge golde, hole and weyght, shall go and be currauntin paiment thorough al this his realme for the summe that they were coyned for: And also as well all maner grotes of englisshe coine, and of the coyne of other landes nowe currauntе in this realme

Cap. v. Coyne. Golde. Grotes.

Money.

alme for grotes, or for. iiii. d. beynge siluer, and not clypped minisshed or otherwyse empayred, excepte reosonable wearynge, al be it they be crakked, as all maner of halfe grotes or pens of. ii. d. of englysshe coyne or of the coyne of other landes, nowe curraunt in this realme for halfe grotes or ii. d. not clipped mynysshed or otherwyse empayred beynge syluer, how be it they be crakked, shall in lyke wyse go and be curraunt throughe all the same realme, for the summe as they were coyned for. And ouer that that al maner of pens beynge syluer, and hauynge the p̄ynt of the kynges coyne, shall haue course and be curraunt for payment, aswell to vs in all our receytes, as to all our receyuours, and to all other lordes spirituall and temporall, and all their receyuours, and to all other within this our realme, without any maner refuse or contradiction, excepte onelye pens berynge dyuers spurres, or the mullet betwixte the barres of the crosse, and those pens so bearynge the p̄ynt of the spore or the mullet, to haue course for half. d. and not aboue. And if any person hereafter refuse any coyne afore reherced, to take it in payment after the effect of the tenour of this acte, he that so refuseth it shalbe compelled by the mayre, shyrryffe, baylyffe, constable or chiefe officer or gouernour of the town or place where any suche payment shalbe refused, to except and take the said pamēynt, and furthermore to be imp̄isoned, or otherwise punisshed by the dyscrecion of the sayd mayre, shyrryffe, baylyffe, constable or other chiefe officer or gouernour afore reherced. And if the sayd shyrryffe, baylyffe, constable, or other chiefe officer or gouernour, refuse to take any suche coyne in paiment, as it is aboue reherced, that than he so refusynge the sayd payment, to be compelled by the Justice of the peace of the same countie, where such paiment shall be so refused, to accept and take the sayd paymente, and he so refusynge the same, to be further punysshed for the sayde refusynge by the dyscrecion of the same Justice. And also it is ordeygned by the sayde auctoritie, that all maner of grotes and halfe grotes, or pens of. ii. pens, aswell englysh coyne as coyne of other landes, clypped, minisshed, or otherwyse empayred, except reasonable wearynge, shall not go nor be in any wyse curraunt for the payment within this realme, but vtterly to be refused and forsaken in payment from henceforth: and that notwithstandynge it shalbe lefull to any person, hauynge any suche grotes or pens of two pens clypped or minisshed, to bryng the same to the kynges mynt, there to be chaunged after the custome of the same mynt, or conuerte the same in to plate bullyon or otherwise sell or employ it to his most profit and auauntage within this realme, any other act or actes to the contrary in any wise not withstandyng. And in eschewyng and auoydynge of suche clyppynge in tyme to come, the kynge our souereigne lord, by thaduyse of his counsel hath caused to be made new coynes of grotes and pens of two pens, and that euery pece of the same coynes shal haue a cercle aboute the vtter parte therof. And also that all maner of golde hereafter to be coined within this his realme, shal haue the hole scrypture about euery pece of the same gold, without lackyng of any parte therof, to the entent that his subiectes hereafter may haue perfyt knowlege by the cercle or scripture, whan the same coynes be clipped or appayred. And also it is enacted by the

Mynt.

said

ſaid auctoꝛitee, that if the warden and controller of the kynges minte, hereafter duely execute not their office in ſerchinge the ſame coine, and ſee that it be made perfite in fourme as is aforeſaide, before that it paſſe from the mint: that than the ſame wardeine and controller ſhall forfait their ſaid office, and make fine for the ſame at the kinges pleaſure. Moreouer it is enacted by the ſaide auctoꝛitee, that no maner perſone ſhall carie, noꝛ conuete noꝛ cauſe to be caried out of this realme, any bullion plate oꝛ coine of golde oꝛ ſiluer into Irelande, ouer and aboue the ſumme of. vi. s. viii. d. noꝛ conuete any ſuch bullion plate oꝛ coine into any ſhip bote oꝛ other veſſels vpon peine to forfait the ſaide bullion plate oꝛ coine, and to haue impꝛiſonment, and make fyne and raunſom at the kingꝭ wil. And in like wiſe that no maner of perſon bring noꝛ conuei, noꝛ cauſe to be brought noꝛ conueied any maner of coine of golde oꝛ ſiluer aboue the ſumme of. iii. s. iiii. d. of the coine of Irelande in to this realme, vpon peine of forfaiture of all the ſame coine aboue the ſaide ſumme of. iii. s. iiii. d. ſo brought into this realme, and to haue impꝛiſonment and make fyne and raunſome at the kynges wyll. And that it ſhall be lauful for euery of the kynges ſubiectes to take and ſeaſe all ſuche money of the coine of Irelande hereafter to be brought oꝛ conueied into this realme, ouer and aboue the ſaide ſumme of. iii. s. iiii. d. and to bringe it to the kynges minte, there to leue the ſame to the kynges vſe. And euery perſon that ſo ſhall bringe any ſuche Iriſhe money to the ſaid mint, ſhall haue the value of the one halfe of all ſuche Iriſhe money by him ſo broughte to the ſaide mint, at the ſame tyme delyuered to him to his owne vſe, by the maiſter of the minte for the tyme beinge. Wardens of the mint.

Cap. vi. Pewterers, Braſyar.

¶ Humbly and lamentably ſhewen and complaine vnto your moſte habundaunt grace, your humble ſubiectes the pewterers and braſiers of your citee of London and porte, and of al other places of this your realme, That wher many ſimple and euell diſpoſed perſons of this your realme of Englande, bſynge the ſaide craftes, daily go about this your realme from village from towne and from houſe to houſe, aſwel in woodes and foreſtes, as in other places, to bie pewter and braſſe, and that knowinge theues and other pickers that ſtele as well pewter and braſſe belonginge to your highnes, and vnder your marke, and to the lordes ſpirituall and temporall, as to other your ſubiectes of this your realme, bringe ſuche ſtolen veſſelles vnto them in ſuche hyd places to ſell, and ſell it for littell oꝛ nought, and about thei bringe it in to priuy places, oꝛ into corners of citees, oꝛ townes, and there ſell much part of it to ſtraungers, which cary it ouer the ſea by ſtealthe. Alſo the ſaid perſons ſo goinge aboute, and diuers other vſing the ſaid craftes, vſe to make newe veſſelles, and to mixe good mettall and bad together, and make it nought, & ſel it for good ſtuffe, wherof in dede the ſtuffe and mettal therof is not worth the fourthe parte that it is ſolde for, to the great hurte, diſceipte, and loſſe of your ſubiectes. Alſo diuers perſons vſinge the ſaide craftes, haue diſceiuable and vntrue beames and ſcales, that one of them wolde ſtande euen with iii. pound weight at one ende, againſt a quarter of a pounde at the other end to the ſingular profit of them ſelfe, and to great diſceite and loſſe of your ſubiectes

iectes byars and sellers with them. For reformacion of the premisses it wolde please your highnes, of your moste habundaunt grace, with the aduise of the lordes spirituall and temporall, and the commons in this presente parlyament assembled, and by auctoritee of the same to enacte and establisshe, that no person or persons, vsing the said craftes of pewterers and brasiers, from henseforth shall sell or chaunge any pewter or brasse newe or olde at any place within your realme, but onely in open faires or markettes, or in their dwellyng howses, but if thei be desired by the said byers of such ware, vpon peine of forfaiture to our soueraine lorde the kynge in euery such defaut. x. li. Also that by the same auctoritee it maie be enacted and establisshed, that no person ne persones, of what condicion or degree so euer he or thei be from henseforthe
London. within the saide citee of London and Yorke, or without either, caste or worke any pewter vessell or brasse in any place or places within this your realme, but that it bee as good fyne mettall as is the pewter and brasse caste and wrought after the perfite goodnes of the same within the citee of London, and by the statutes of the same owe to be, vpon peine of forfaiture of all suche pewter and brasse so cast and wrought, or worse pewter or brasse than oughte to be brought in the same citees, the one halfe of euery suche forfaiture to bee to the vse of your highnes, and the other halfe to the vse of the fynders therof. Prouided alwaie that this forfaiture in no wyse stretche ne extende to brasse or pewter, beinge in the possession of any person, other than the werkers of the same, or suche as haue the same to sell, or beinge of the craftes or misteries. Also that it maie by the same auctoritee be enacted and establisshed that no maner person or persons, of what degre or condicion so euer he or thei be, from henseforthe make no holowe wares of pewter, that is to saie, saltes and pottes that are made of pewter called ley mettall, but that it maie be after the assise of pewter ley mettall wrought within the citee of London: And that the makers of suche wares shall marke the same wares with seuerall markes of their owne, to the entente that the makers of suche wares shall auowe the same wares by them (as is aboue saide) to be wrought. And that all and euery of suche wares, not sufficiently made and wrought, and not marked in fourme aboue said, found in the possession of the same maker or seller, to be forfaited. And if the same ware be solde, the said maker to forfaite the value of the same ware so vnlawfully wrought and solde, the one halfe of the saide wares or the value therof, to bee to the vse of your highnesse, and the other halfe to bee to the vse of the fynder or finders or serchers therof. Also that it maie by the same auctoritee, be enacted and establisshed, that if any person or persones hereafter vsynge byinge and sellynge of pewter or
Weights. brasse, that hereafter occupie any disceiuable or false beames or weightes of the saide wares, that euery suche persone or personnes, vsynge or occupyinge suche disceiuable and vntrue beames, or weightes, to forfaite. xx. s the one halfe to the kynge, and the other halfe to the partie that therfore shall sue, by action of dette: And that in the saide action no protection nor essoine shall be allowed, and also the saide partie so offendynge, shall

forfait

forfaite his beames to him that shall seaze it. And if the saide offender or offenders be not sufficient to pay the said summe or summes by them so forfaited, that than it shall be laufull to the maires bailyffes or other hed officers of such place or places, where any suche offender or offenders shalbe founde, to put them in the stockes, and them so to kepe by the iuste market daie iiii. dales pynge, and in the market place to put them on the pillorie all the market tyme. And furthermore that it be lawfull by the saide auctorite, that the maister and wardens of the saide crafte of pewterers, within euery citee and borroughe of this realme where suche wardens are, and where no suche wardens are, the hed officers and gouernours of the same citee or borough to appoint a certaine person and moste experte in knowlage of the same, to make serche within the said citees or borroughes where they dwell: And ouer this the Justices of peace within euery shyre, at the generall sessions holde at mighelmas, shall assigne and appoint two certain persons, hauing experteme therin to make serch in the premisses in euery parte of that shire, aswel within the fraunchise as without, sauinge in citees or borroughes where serchers be appointed by the heades and gouernours of the same: And that of al suche vnlawfull pewter or brasse, as the said serchers shall finde, the one halfe to the vse of your grace, and the other halfe to the said serchers. And that in the defaute of the said maisters and wardens of the said occupacions, not serching in fourme as is aforesaid, and wherby that any such vnlaufull metal is caste or made, or vnlaufull weightes vsed: it shalbe lawfull to any person or persons, hauinge sufficient cunninge and knowlage in the saide occupacions, by ouersight of the maires, bailyffes, and hed officers of the saide citees and borroughes, to serche al the said places, and to put the said auctorite and act in execucion in fourme aforesaid. Prouided alwaie that this present act continue and endure to the nexte parlyament, and no lenger.

Justices of peace.

Cap. vii.

Wardeins of fraternitees and companies.

Praien the commons in this present parlyament assembled, that where in a parlyamente holden at westminster, the .xv. yere of the reigne of the blessed kyng Henry the .vi. for that that maister wardens and people of guildes fraternitees and of other companies corporate, dwellynge in diuers parties of the realme, often times by colour of rule and gouernance to them graunted and confirmed by charters and letters patentes of dyuers kynges, made among them selfe many vnlaufull and vnreasonable ordinaunces, aswell in prises of wares as other thynges for their owne singular profit, and to the common hurte and damage of the people: It was enacted, that there shulde from henceforth no such maister, wardens, nor companies, make nor vse none ordinaunce in disheritaunce or diminucion of the prerogatiue of the kynge, nor of other, nor against the cõmon profite of the people, nor none other ordinaunce of charge, but if it were firste discussed and proued by good and resonable aduise by the iustices of peace, or the chiefe gouernours of citees, and before them entred of recorde, and that vpon peine to lese and forfaite the force and the effecte of al the articles in their said letters patentes and charters conteined concerninge the same, and ouer that to lose and pay .x.li. to the kyng for euery ordinaunce that any of them made, or vse to the contrary of

Ordinaunces.

this

this ordynaunce. The same ordinaunce to endure at the kynges pleasure, as in the same act it appeareth, which act is now expired, and sith the expiring of the same diuers and many ordynaunces haue ben made, by many and diuers priuate bodies corporate within cities, townes, and boroughes, contrary to the kynges prerogatiue his lawes and the common wele of his subiectes. Be it therfore ordeyned established and enacted, by the kinge our soueraine lord, by thassent of the lordes spirituall and temporall, and the commons in this present parliament assembled, and by auctorite of the same, that no maisters wardens and felyshippes of crafftes or maisters, nor any of them, nor any vsters nyghbides or fraternitees, take vpon them to make any actes or ordinaunces nor to execute any actes or ordynaunces by them here afore made, in diminuynaunce or derogacion of the prerogatiue of the kynge, nor of other, nor against the common profyt of the people, but if the same actes or ordinaunces be graunted and approued by the chaunceller, treasorer of England, or chefe iustices of eyther benches, or iii. of them, or before bothe the iustices of assise in their circuite or progresse, in the shyre where suche actes or ordinaunces be made, vpon peyne of forfeiture of.xl.li. for euery time that they do contrary. And ouer that it is enacted, that none of the same bodies corporate take vpon them to make any actes or ordynaunces, to restreine any person or persons to sue to the kynges hyghnes, or to any of his courtes for due remedie to be had in their causes, ne put ne execute any penaltie or punishment vpon any of them for any such lawe to be made, vpon peyne of forfaiture of.xl.li. for euery tyme that they do the contrary. And this act to begyn and take effect at the feast of Penthecost next commyng, and from thens forth.

Bodies corporate.

Cap. viii.

Ytem the commons in this present parliament assembled, that where the marchauntes and inhabitauntes of dyuers cities boroughes and townes within this realme, and aswell dyuers tenauntes of our soueraygne lord the kyng, as of other that haue by grauntes made by noble progenitours and predecessours of our sayd soueraygne lorde, aswel to them by such name or names, as they or any of them be corporate, as by grauntes made vnto diuers lordes both spirituall and temporall, land by the prescripcion that they their tenauntes resiauntes and inhabitauntes within their seuerall lordshippes boroughes and townes, shuld be quyte and discharged of dyuers and many customes, as of tolles and of other exactions, demandes and taske by diuers maires, shyriffes, bailiffes, & other officers of diuers cities boroughes & townes within this realme, for their singular lucre, of marchantes denizens and of the kynges true subiectes borne, dwellinge and inhabited within this realme, contrary to their priuilege, and lately more and otherwise thā in times passed, haue distreyned, leuyed and taken of them a certayne custome called scauage, otherwise called shewage, to their great charge and trouble, which scauage was neuer vsed to be taken nor leuyed but onely of marchauntes straungers. Be it therfore ordeyned stablysshed and enacted, by the kyng our soueraigne lord, and by thassent of the lordes spiritual and temporal, and the commons in this present parliament assembled, and by auctorite of the same that if any maire, sheriffe, baylyffe, or other officer, in any citee borough or

Scauage.

towne

vpon any recorde remaining within the same citee, and therin bee none suite, or if the firste sermente therin be affirmed, that then he or thei shall haue impusonmente, and make fyne by the discrecion of the mayre and aldermen of the saide citee for the tyme being, and that fine to be and go to the mayre and cominaltee of the saide citee. And if there be two or mo plaintiffes in any suche atteint ordeigned by this estatute, and any of them die or be nonesuite, the other by this acte shall be enabled to sue for the procedinge in the same atteinte, and notwithstadinge the deathe of the defendaunte or tenaunt, defendauntes or tenauntes, or any of the pety Jury named in the saine atteinte, so that there bee two of the saine pety Jurye on lyue, the same atteinte shall not abate. And also be it ordeined by the same auctoritee, that yf any of the iurours of the said graund Jury, impanelled and summoned in fourme aforesaide, at the sommons make defaut, so that the atteint remaineth to be taken for defaut of iurours, that than euery of the said iurours so makinge defaute lose and forfaite for the first defaute. xl. s. and at the. ii. defaut. v. li. And at euery defaut after that. x. li. and lyke proces to be made and sued theragainste the graunde Jury and the pety Jury, and the partie and parties, as is to be made and sued in atteint sued at the common lawe: And that the same proces to be made returnable at euery hustinges of common plees: and that the atteint remain not to be taken after the firste sommons retourned for or by the defaut of the defendaunt, or tenaunt, defendauntes or tenauntes, or of any of the pety Jury named in the same ateinte by this acte ordeined. And that the saide issues or penalties forfaited by any of the saide graunde Jury, bee forfeite, leuied and perceiued to the vse of the maire and cominaltee of the saide citee. And that no protection nor essoine be allowed in this atteint by this act purueied. Prouided alway that vpon all atteintes hereafter to bee commenced within the saide citee, vpon any recorde, wherin the trial and enquest was by halfe tonge, that the said maire and aldermen shall empanell the graunde iury in the same atteint, the tone halfe of straungers of good fame, and of the substaunce of goodes to the value of. C. li. and more inhabitynge within the same citee at large, and the residue of the same graunde Jury to be of like valu and substance of goodes impaneled of the cytezens as aforesaid. And ouer this bee it enacted by the saide auctoritee, that no acte of attainte of the pety Jury made in this presente parlyamente, nor nothinge therin conteined, other than this presente acte, nor none other penaltee or punisshemente in any other acte than is afore conteined in this presente act, be hurtefull nor extend to any Jury or enqueste hereafter to be taken before any iudge of and within the same citee.

Cap. xxii. Labozers. Artifcers.

¶ Where diuers estatutes before this tyme haue bene made and ordeigned for seruauntes of husbandry, and also for labozers and artifcers, by dyuers and many roiall and noble progenitours vnto our soueraine lorde the kynge nowe beinge, and in speciall a statute made by the righte noble christen prince of blessed memory kynge Henry the. vi. vncle to our saide soueraigne lorde, the. xxiii. yere of his reigne, whiche notwithstandinge great and many defautes daiely encrease reste and continue amonge labozers and artificers

some because the saide estatutes bee not executed, and some because the remedy by the said estatutes, is not very perfite, nor geueth certaine ne haste remedy, that daily be their subtill imagination in defraude of the saide estatutes many of the kynge our souereigne lordes subiectes bene hurte, distreined, let, and damaged in their building and husbandry: Be it therfore established, enacted and ordeined by auctoritee of this present parliament. First that no bailiffe of husbandry shall take for his wages by the yere aboue. xvi. s. viii. d. and for his clothing. v. s. with mete and drinke: No chiefe hyne as a carter, or chiefe shepharde, aboue. xx. s. by the yere, and for his clothing. v. s with mete and drinke: No common seruaunt of husbandry aboue. xvi. s. viii. d. by the yere, and for his clothinge. iiii. s. with mete and drinke: No woman seruaunte aboue. x. s. by the yere, and for her clothinge. iiii. s. with mete and drynke: No childe within age of. xiiii. yeres, aboue. vi. s. viii. d. by the yere, and for his clothing. iiii. s. with mete and drinke. And that no artificer ne laborer hereafter named, take more ne greatter wages then in this estatute is lymitted, vpon the peine assessed as well vnto the taker as to the geuer, that is to saie, a fremason, maister carpenter, roughe mason, brikleier, maister tyler, plummer, glaster, keruer, nor ioyner, from Ester vnto Michelmas, euery of these artificers aforesaide. vi. d. by the daie without meate or drinke, and with mete and drinke. iiii. And fro Mychelmas vnto Ester v. d. without mete or drinke, and with mete and drinke. iii. d. And that the wages of a shipwright, fro the feaste Candelmas to the feaste of sainte Michell tharchangell, shall not excede the forme ensuinge, that is to saie a maister shipcarpenter, takynge the charge of the werke, hauinge men vnder him by the daie. v. d. with meate and drinke, and without meate and drinke vii. d. An other ship carpenter called a hewer, by the daie. iiii. d. with meate and drinke, without mete and drinke. vi. An hable clyncher by the daie. ii. d. with mete and drinke, and without mete and drinke. v. d. An holder by the daie. iii. d. with meate and drinke, and without meate and drinke. iiii. d. A maister calker by the daie. iiii. d. with mete and drinke, and without mete and drinke. vi. d. Another mene calker by the daie. iii. d. with mete and drinke, and without mete and drinke. v. d. A calker laborynge by the tyde for as long tyme as he maie aboue the water and byneth the water, shall not excede for his wages for euery tyde. iiii. d. with mete and drinke. And from the feast of Michelmas to Candelmas the wages of a maister shipwright by the daie. iiii. d. with mete and drinke, and without mete and drinke. vi. d. An hewar by the day. iii. d. with mete and drinke, and without mete and drinke. v. d. An hable clincher by the daie. ii. d. ob. with mete and drinke, and without mete and drinke. iiii. d ob. An holder by the daie. i. d. ob. with meate and drinke, and without meate and drinke. iii. d. A maister calker by the daie. iii. d. with meate and drynke and without meate and drinke. v. d. An other meane calker by the daie. ii. d. ob. with meate and drinke, and without meate and drinke. iiii. d. ob.

Seruaunt of husbandrie.

Be it also enacted that in suche shyres and countreies, that where it hath be and is nowe vsed to geue lesse wages, that in those shyres and countreies thei shall so geue: And the taker of wages be compelled accordinge as they

haue

haue lesse vsed to take, this acte notwithstandyng. And that the maister ma-
son and maister carpenter, whiche shal take the charge of the werke, hauyng
vnder any of them. vi. men, shal haue. vii. d. without mete and drinke, and v.
d. by the day with mete and drynke. And that euery person and artifices spe-
cyfyed in this estatute, beynge not reteyned in any seruyce for any werke, be
compelled to serue euery other person for suche wages as in this estatute be-
fore is limitted. And that no artificer reteyned in seruice to werke with the
kynges hyghnes or any person, departe not from his sayde hyghnes, or from
the sayd other person, tyll suche tyme as the werke be fynyshed, accomplished
or made an ende, if the person so reteynyng thartificer, so long wyl haue him
and pay his wages, vpon peyne of imprisonment of any person so departing
by the space of a moneth, and to make fyne of. xx. s. Alwayes prouyded and
forsene, that if the same artificer bee desyred vnto the kynges seruice and
worke, that then he may lawfully departe, so that he entre and be in the kin-
ges seruice and werke. And it is ferther ordeyned by the saide auctoritee, that
euery other labourer and artyficer not afore named, shall take from Easter
to mychelmas, for euery daye that he laboureth, except the season of harueste
iiii. d: without meate and drynke and. ii. d. with meate and drynke. And from
Michelmas to Ester. iii. d. without meate or drinke, and. i. ob. with meat and
drynke. And in the sayde tyme of harueste euery mower shall take by the daye
iiii. d. with meat and drynke, and without mete and drynke. vi. d. A repar and
carter euery of them. iii. d. by daye with meate and drynke, and without
mete and drinke. v. d. A woman labourer & other labourers euery of them ii.
d. ob. by the day with meate and drynke, and without mete and drinke. iiii. d.
ob. And that no artificer nor laborer worknge by the halfe daie, take no wa-
ges but for the halfe day, and nothing for the hole daye. And if any baylyffe
of husbandry, hyne, carter, shepeherde, common seruaunt, or chyld seruaunt
aboue specyfyed, not reteyned in any seruyce or werke, refuse to serue accor-
dynge to the ordynaunce aboue specified: then the same person to be commit- Constable.
ted to warde by the constable, or other head officer within the citee, towne, or
byllage, where the partie so refusynge is at the complaynt of hym that wyll
receyue suche seruaunte, there to remayne tyll he haue founde suretie to
serue accordynge to the sayde ordynaunce. Furthermore if any artificer
or laborer, beynge not reteyned in any seruyce, or werke, refuse to serue after
the rate of this statute, or take greater, or more wages then therin is lymit-
ted for the same artyficers and labourers, or if any artificer or laborer take
wages for the hole daie, where he werketh but the halfe daye, that then eue-
rie artificer and labourer offendynge anye of the foresayde artycles, forfeyte
for euery default, as ofte as they offende. xx. s. and they to be conuicted for e-
uery such default by presentment afore the iustices of peace in the sessions a- Iustice of peace
cordyng to the cõmon lawe, or by examinacion of the same iustices in the sa-
me sessions, or by examinacion of. ii. Justices of the peace out of the sessions,
in any place within the shyre where they bene Justices, and where suche de-
faute shall be made, and that the sayde forfeyture of xx. s. be leuyed of theyr

landes, goodes, and cattalles so offendynge, And furthermoze where diuers artificers and laboures reteyned to woꝛke and serue, and wa re moch part of the day, and deserue not their wages, sometyme in late commyng vnto theyꝛ woꝛke, erely departynge therfro, longe syttynge at theyꝛ bꝛekefaste at theyꝛ dynar and nonemeate, and longe tyme of sleppynge at after none, to the losse and hurte of suche persons as the sayd artificers and labourers ben reteined within seruice: It is therfoꝛe established enacted and oꝛdeyned, by auctoꝛity aforesayd, that euery artificer and labourer be at his werke betwene the mid des of the moneth of Marche, and the myddes of the moneth of September befoꝛe kyue of the clocke in the moꝛnyng, and that he haue but halfe an houre foꝛ his bꝛekefaste, and an hour and an halfe foꝛ his dyner, of such tyme as he hath season foꝛ sleappynge to hym appoynted by this sayde statute, and at suche tyme as is here appointed, that he shal not slepe, then he to haue but one houre foꝛ his diner, and halfe an houre foꝛ his noone meate, and that he depart not from his woꝛke betwene the myddes of the sayd monthes of March and Septembꝛe, til betwene. viii. and. viiii. of the clocke in the euenyng, and if they oꝛ any of them offende in any of these articles, that then theyꝛ defautes be marked by hym oꝛ his deputie, that shall pate theyꝛ wages, and at the wekes ende theyꝛ wages be abated foꝛ suche rate of tyme as they haue offended contrary to this estatute. And that from the myddes of September, to the middes of Marche, euery artificer & labourer be at theyꝛ woꝛke in the spꝛingynge of the daye, and departe not tyll night of the same daye, and the sayd artificers and labourers slepe not by daye, but onely from the middes of the moneth of maye, vnto the middell of the moneth of Auguste. And also it is enacted by the sayde auctoꝛitee, that no person from henseforth gyue no moꝛe wages to any bayly of husbandꝛy, hyne, shepeherd, oꝛ other afoꝛe named, noꝛ to any artificer oꝛ labourer in this estatute specified, than in the same estatute is lymitted and assigned, vpon peyn of foꝛfaiture foꝛ euery such defaute. xl.s. and that the partie so offendynge be conuycte therof afoꝛe the Justices of peace, as well by pꝛesentmente in the sessions, as by examinacion of two Justices of peace out of the sessions, in lyke wyse as is afoꝛe rehersed of labourers and artificers. Also it is stablysshed and enacted, by the sayd auctoꝛitee, that if any artificer oꝛ labourer, reteyned in seruice with any person foꝛ building oꝛ reparacion, make oꝛ cause to be made any assemble, to assaate, harme oꝛ hurte any person assigned to comptrol and ouersee them in their woꝛkinge that he oꝛ they so offendynge haue impꝛisonment foꝛ a yere, without lettynge to bayle oꝛ maynpꝛyse, and ferther to make fyne at the kynges wyll. This acte to beginne to take effecte at saynete Gregoꝛies date next commynge, and in the meane tyme the same to be pꝛoclaymed in euery good citee, boꝛoughe, and towne of this realme.

Cap. xxii. Salmon well & truly packed.

Whereat a parlyament holden at westmynster, in the. xxii. yere of the reine of kynge Edwarde the fourth, amonge other thynges it was enacted, oꝛdeyned and establysshed, that no marchaunte straunger noꝛ denyzen, after the feaste of saynete Myghell the archaungell than next commynge, shulde sell noꝛ put to sale any salmon by butte, barrell, halfe barrell, oꝛ any other vessel, afoꝛe

afore it ſhuld be ſeene, but if the ſame butte ſhuld holde and conteine .lxxxiiii. galons, the barrell .xlii. galons, the halfe barell .xxi. galons, well and truly packed, vpon peine of forfaiture for euery butte, barrell, and halfe barrel, ſo lackynge their ſaide meaſure. vi. s. viii. d. Alſo that no ſuche marchaunt, beinge vnder the ſaide kynges obeiſaunce, after the feaſte of ſaincte Mighell, ſhuld ſell or put to ſale any maner of ſalmon by butte, barrel, or other veſſell but if it ſhulde be well and truely packed, that is to ſaie the great ſalmon by it ſelfe, without medlinge of any grilles or broken belied ſalmon with the ſame: and that all ſmall fiſhe called grilles, ſhoulde be packed by them ſelfe onely without any medlynge, vpon peine of forfaiture and leſinge of. vi. s. viii. d. for euery but barrel or halfe barrel contrary to the ſaide acte, medled packed and put to ſale. And that no ſuch marchaunt nor other perſone ſhuld put any hearringe to ſale by barrell, demy barrell or fyrkin, but if the ſame barrell conteine .xxxii. galons: the halfe barrell and fyrkyn after the ſame rate, and that the ſame hearringe ſhulde be well, truly and iuſtely laied and packed, and ſhoulde be of one tyme takynge and ſaltinge, and that the ſame hearryng ſhuld be as good and as well packed in the middes and euery part of the ſame barrel and other veſſels, as it ſhulde be at any of the endes of the ſame barrell and veſſel, vpon peine of forfaitynge and loſyng of. iii. s. iiii. d. for euery barrel, halfe barrell and firkin, ſo lackyng their ſaid meaſure, and alſo vpon peine of forfaityng and loſing of. iii. s. iiii. d. for euery barrell hafel barrel and firkin of hearring contrary to the ſaid act, ſorted, laied or packed. Alſo that no ſuch marchant nor palyng man ſhuld ſell or put to ſale any eles by barrell halfe barrell or firkin, but if the barrell conteine .xlii. galons, the halfe barrel and firkin after the ſame rate, nor that any ſuche marchaunt nor palyng man ſhuld medle any galbitten ſtorꝛuen or pyled eles with good eles, but that the ſame good eles ſhuld be wel and iuſtly packed and ſolde by them ſelfe, nor ſhuld medle with the ſaid good eles, nor put to ſale any red eles, vpon peine of forfaiture and leſyng of. x. s. for euery barrel, halfe barel and firkin ſo lackyng their ſaid meaſure, & vpon peine of leſing of. x. s. for euery barrel halfe barrel and firkin ſo as is aforeſaide medled, and contrary to the ſaid acte, packed or put to ſale. Alſo that no marchant after the ſaid feaſt, ſhould ſell nor put to ſale any barrelled fyſhe, but if the ſame fiſſhe ſhulde well and truely be packed, that is to ſaie, the taile fiſſhe by them ſelfe, and the ſmal fiſh, called gulles by them ſelfe, without any medling of the ſaide ſmal fiſſhe with the great fiſhe, and without medlynge and packynge of thokes and broken bellied fiſſhe, with the ſaide taile fiſhe or ſmall fiſſhe, and that neither the taile fiſſhe nor ſmall fiſhe ſhuld be laied double in packinge, and that euery taile fiſhe ſhuld conteine in length from the bone of the fin to the thirde ioint of the taile. xx vi. inches at the leaſt. And that the napes of all ſuche barrelled fiſhe ſhulde be no lenger than the littel bone that ſitteth vpon the great fyn, and that the bone of euery ſuche ſaltefiſſhe ſhoulde be taken awaie vnto the nauell of the ſame fiſſhe, and that euery ſuche fiſſhe ſhuld be platted downe to an handfull of the taile, vpon peine of forfaiture of leſyng of. iii. s. iiii. d. for euery barrell of fiſſhe, whiche from henſefor the ſhulde be founde packed

Hearrynge truſly and iuſtly packed.

Palyng man.

Eles well and iuſtly packed.

Fiſſhe well and truly packed.

ſorted and medled, naped, leied double, or not boued nor ſpletted accordinge to the ſaide acte. And alſo in eſchewynge of the common hurtes and diſceites aboue reherſed, the ſaide late kynge ordeined and enacted by the ſaide auctoritee, that all mayres, bailiffes and gouernours of citees, townes, boroughes, markettes and all other places of this realme for the tyme beinge, where thei ſhulde be maires, bailyffes and gouernours, ſhulde haue power and auctoritee to name and chose a diſcrete and experte perſone or perſonnes duely to ſerche and gauge all ſuche veſſels, as bene aboue reherſed, that thei ſhuld be truely packed, and kepe their true meaſure and aſſiſe accordinge to the ordinaunce aboue ſaide, as in the forſaide acte therof made more plainly appereth, and for as muche as in the ſaide acte no certaintee appointed howe muche euery ſuche gauger packer and ſercher, ſhoulde take for his labour in executinge of their ſaide office, thei bene their owne iudges, and at their pleaſures take for the ſame gaugynge, packyng and ſerchyng by waie of extorcion ſuche gret ſummes of monei as them lyketh, wherby the kynges trewe ſubiectes are greatly impoueriſſhed and wronged. That it might therfore pleaſe the kynges highnes, by the aduiſe of the lordes ſpiritual and temporall, and the commons in this preſent parlyamente aſſembled, and by auctoritee of the ſame to confirme, ratifie, and eſtabliſſhe the ſaide acte and euery thinge therin compriſed: And ouer that by the ſame auctoritee to ordeine and eſtabliſſhe, that euery ſuche gauger, packer, and ſercher take no more for gauging of a barell ſalmon, barell hearringe, barell fiſſhe, barrell eles, halfe barell, and firkin, for euery pece ſo gauged, but a ferthinge, and for his labour for ſerchinge and packinge, if it be nede, of a barrell ſalmon from hed to hed. i.d. and for his labour for boninge, napinge, and packinge of a barrell fiſſhe, if it be nede. i. d. and for his labour in ſerchinge and packynge of a barrell hearringe from head to head, if it be nedefull. ii. d. and for ſerchinge and packing of euery barrell of eles. ii. d. and for ſerchinge and packinge of euery halfe barrell of hearringe from head to head. i. d. and for euery halfe barrell eles ſerchinge and packing. i. d. and for ſerching and packynge of euery firkin of hearringe, if it be nedefull. ob. And ouer that that all and euery ſuch gauger, ſercher, and packer, that miſbehauen or offende in any thinge concerninge the ſaide offices of gauger, ſercher, and packer, contrary to this acte, and ſo proued before any of the ſaide maires, bailiffes or gouernours of any citee, towne, borough, market, or any other place with in his realme, where he or thei be ſo gaugers, packers, or ſerchers, gauger, packer or ſercher, ſhall loſe and forfaite his ſaide office, and the ſame from thenſeforth no lenger to entoie: any leaſe graunte or grauntes therof made not withſtandinge: and for ferther puniſſhemente to haue and ſuffer impriſonment by the ſpace of xl. daies without baile or mainprize. Prouided alwaie that the ſaide ſercher and packer or any of them, ſhall nothinge receiue of the ſaid fees by colour of their office, but onely for ſuche buttes, barrelles, halfe barelles and firkins as by them ſhall hereafter be ſufficientely ſerched and packed, and be not afore ſufficiently packed. This preſent acte to begin and take effecte at the feaſte of Eaſter nexte commynge and not before.

Maires.

Gauger packer and ſercher.

The

The kynge our ſouereaigne lorde, of his moſt godly and gracious diſpoſicion, callynge to his remembraunce, howe that periury in this lande is in manyfolde cauſes by vnreaſonable meanes deteſtably vſed, to the diſheryſtaunce and great damage of many and great numbre of his ſubiectes wel diſpoſed, and to the moſt hygh diſpleaſure of almighty god: the good ſtatutes agaynſte all officers hauyng retorne of writtes and their deputies, makyng panels partially for rewardes to them geuen agaynſte vnlawfull mayntenours, imbraſours and iurours, and agaynſte iurours vntruely geuynge theyr verdite not withſtandynge. For reformacion of the ſame by the kynge our ſouereaigne lorde, and the lordes ſpirituall and temporall, and the commons in this preſent parlyament aſſembled, and by auctoritee of the ſame, be it enacted, ordeyned and eſtablyſhed, that vpon euery vntrue verdyte heraſter geuen betwyxt party and partie in any ſuite playnte or demaunde before iuſtices of record, where the thynge in demaunde, and verdite therevppon geuen, extendeth to the value of. xl. li. and concerneth not to the leoperdie of mannes lyfe, the party greued by the ſame vredite, ſhall haue a writte of attaynt agaynſt euery perſon hereafter ſo gyuynge an vntrue verdite, and euery of them, and againſt the partie which ſhal haue iudgement vpon the ſame verdite. And that in the ſame attaynt there ſhalbe awarded agaynſt the petit iury, the party, and the graund iury, ſumme, reſumme and diſtreſſe infinite, which graund iury ſhalbe of lyke numbre as the graund iury is nowe in atteint, and euery of them that ſhal paſſe in the ſame ſhall haue landes & tenementes to the value of. xx. marke by the yere of freholde out of auncient demeane, & vpon the diſtreſſe, whiche ſhalbe deliuered of record vpon the ſaine open proclamacion to be made in the court, there the diſtreſſe ſhalbe awarded more than. xv. daies afore the retourne of the ſaine diſtres, euery ſuch diſtres ſhalbe made vpon the lande of euery of the ſayde graunde iury, as in other diſtres is and hath be vſed. And if the ſayd party defendant, or the pety iurours or any of them, appere not vpon the diſtres, than the graund iury to be taken againſt them and euery of them, that ſhall ſo make defaut. And if any of the ſaid petit iury appere, then the party complainant in that behalf, ſhal aſſign the falſe ſerement of the fyrſt verdite vntruely geuen, wherevnto they of the petit iury ſhal haue none anſwere, if they be the ſaine perſons, and the writ, proces, returne & aſſignement good and lauful, except that the demandaunte or plaintife in the ſame attaynt, hath afore be nonſuite, or diſcontinued his ſuit of atteint taken for the ſame verdyte, or hath for the ſame verdite in a writ of atteint had iugement againſt the ſaid pety iury, but only that thei made true verdite, whiche iſſue ſhall be tryed by. xxiiii. of the ſayd graund iury, and the partie ſhall pleade that they gaue true verdite, or any other matter, whiche ſhall be a ſufficient barre of the ſayd attaynt, and that plea not withſtanding the graunde iury to be taken without delaye, to enquyre whether the fyrſte iury gaue trewe verdit or no. And if they fynde, that the ſayde pity iury gaue an vntrue verdite, then euery of the ſayde petit iury to forfait. xx. li. whereof the one halfe ſhall be to the kyng our ſoueraygne lord, and the other halfe to the partie that ſueth. And ouer that euery of the ſaid petit iury ſhal ſeuerally

Cap. xxiiii.

Periury.

Attaynt.

Barre.

make fyne and raunsome by the discrecion of the Justices, before whom the sayde false sereement shalbe founde, after theyr seuerall offences, defautes and sufficiency of euery of the sayde pety iury. And after that those of the said pety iury so atteynted, shal neuer after be of no credence, nor their oth accept in any courte. And yf suche plea as the party pledete, whiche is a barre of the sayde attaynt, be founde or demed agaynste hym that so pleadeth, then the partie that so sueth, shall haue iudgement to be restored to that he loste, with his reasonable costes and damages. Forsene alway that any outlaury in any action or cause personal, or excommengement, pleded or alleged in the partie plaintife or demaundant, shall be taken but as a voyde plea, and to that he shall not be put to aunswere. And that in all the aforesayde processe suche daye shall be geuen as in a writte of dower, and none essoyne or protection to lye nor to be allowed in the same. And if the sayde graunde iurye appere not vpon the fyrste distresse had agaynste them, so that the iurie for theyr defaut do remayne, he that so maketh defaute shall forfaite to the kynge. xx. s. and vpon the secounde distresse. xl. s. and after makeynge defaute for euery such faute. v. li. And lyke penalties and forfaitures to be againſt them and euery ry of them, that shall be named in the Tales, as is afore expressed agaynste euery of the sayde graund iurie aforesayde. And that for and by the deathe of the partie, or of any of the sayde petyt iury, the sayde Attеynte shal not abate nor be deferred againſt the remenaunt, as longe as two of the saide petit iury be aliue. And if hereafter any false verdit be geuen in any action, sute, or demaunde, afore any Justice of recorde, of any thinge personal, as det tresspas and other lyke, which shal be vnder the value of. xl. li. that then the partie greued shall haue attaynt, with such processe and pleas as is afore rehersed, and delaies to be taken away as afore is remembred: Except that in this case of attеynt euery person of the graund iury that maye dispende. v. marke by the yere of freholde out of aunciente demeane, or is worthe. C. marke, of goodes and cattalles, shall be able to passe in the same attaint. And if the petit iury be attеynted, that then they shal in this case of attеynt, euery of them forfayte but. v. li. wherof the one halfe shall be to the kynge, and the other halfe to the partie after the fourme aforerehersed, and ouer that to make fine and raunsome by the discrecion of the iustices, as is aforesaide. And if there be not persones of suche sufficiencie within the shyre, where any of the sayde atteyntes shall be taken, as maye passe in the same: be it ordeyned by the auctoritee aboue sayde, that then the Tales shall be awarded in the shyre nexte adioynynge, by the discrecion of the iustices, afore whom the same atteyntes shall be taken: which shal be warned to appere vpon like peines as is afore sayde, and enabled to passe in the sayde atteyntes, as if they were dwellynge in the shyre, where the same atteynt shall be taken. And that the same lawes, action, and remedy ordeyned by this present acte, be kepte for and to al them that shall be greued by suche vntrue verdites of any inheritaunce in discent, reuercion, or remaynder, or of any freholde in reuercion or remaindre. And if the partie in attеynt geuen by this acte be nonsuite, or the same discontinue, that then the partie so nonsuite, or so discontinuinge the sayde atteint, make

fyne

tyne and raunsome by the discrecion of the iustices, afore whom the sayde atteynt shall be taken and dependyng. And that all atteyntes hereafter to bee taken, shall be taken afore the kynge in his benche, or afore the iustices of the common place, and none in other courtes. And that nisi prius shall be granted by discrecion of the Justices vpon the distres. And euery of the sayd petit iurie maye appere and answere by attourney in the sayde atteynt. And that the moytye of the sayde forfaiture of the petyt iury shalbe leuyed to the vse of our soueraine lorde by Capias ad satisfaciendum, or Fieri fac. or elegit, or by action of dette agaynst euery person of the petyte iury so forfeytynge, and agaynst his executours and administratours, hauing then sufficient goodes of theyr sayd testatour not administred: and the other moyty, shall by lyke processe be leuyed to the vse of the partie that sueth any atteynte geuen by this acte agaynst euery of the sayd pety iury, and his executours or administratours, haupng then sufficiencie of goodes, as is afore sayde, not admynistred. and the iudgement of restitucion to the party greued, supnge this acte and execucion of the same, to be had and lyke iudgement for the party defendaunt or tenaunt to be dyscharged of restitucion, as afore this presente acte in case of a graund attaint hath be vsed. Be it also ordeyned and enacted by the auctoritee abouesayde that in euery writte of atteynt hereafter to be taken by or vpon this acte, the which shall be suche as other wryttes of atteint bene, and after the Teste of that same writte shall bee written these wordes in latyn, Per statutum anno vndecimo Henrici septimi editum. Be it also ordeyned and enacted by the same auctoritee, that all panelles hereafter to bee retourned, whiche bene not at the suite of anie partie, that shall bee made and put in afore any Justices of gayle delyuery, or Justices of peace in their open sessions to enquyre for the kynge: shall hereafter be reformed by addycions and takynge out of names of persones, by discrecion of the same Justices. before whom such panel shal be retourned, and that the same iustices shal herafter commande the shiriffe or his ministers in his absence, to put other persons in the same panell by their discretions, and that panell so hereafter to be made, to be good and lawfull. This acte to endure onely to the nexte parlyament. panell.

Cap. xxvi. perjury.

The kynge our soueraigne lorde well vnderstandyng the haynous and detestable periuries daylye committed within this realme in enquestes and iuries, taken as well betwyxte his hyghnes and other his subiectes, and partie and partie, as inquestes of office, to the hygh displeasure of almighty god, and lettynge of administracion of iustyce the whiche periurie groweth by vnlaufull reteindours, maintenaunce, imbrasinge, champarty, and corruption of good, as well of the shiriffes as other officers, notwithstandinge any lawes before this tyme made for the punishment of such offenders. wherfore the kynge our soueraigne lorde, by the aduise and assent of his lordes spiritual and temporall, and the commons in this present parliament assembled, and by auctoritee of the same, enacteth, establisheth, wylleth and commaundeth, that all the sayd lawes be duely put in execucion. And be it ordeyned by the sayd auctoritee, that the iustices of peace within this realm, in any enquestes Justice of peace.

stes of office before them or any of them to bee taken, admytte nor take any panelle of suche enquestes, to be returned afore them, but if the same panell be fyrste sene before them, and they to reformme it by theyr discretion, if cause be, and that euery panell otherwyse receyued be voyde and of none effecte.

Pauell.

Maintenaunce.

And ferthermore be it enacted by the sayde auctoritee, as for any periurie committed by any enquestes betwene the kynge and the partie or partie and party, wherupon iugement is herafter geuen that the partie greued, or any other that wyll complaine of any vnlawful mayntenaunce imbrasing corruption of any officers, wherby the sayd periury was induced, and of periury by the sayde enquestes committed, maie complayne by byll to be presented afore the iustice or iustices, by whom iudgement shalbe geuen, which iustice or iustices shall be bounde to receiue it, so that the complainant present the same byll before the same iustice or iustices within. vi. daies after the iugement giuen and fynde suffycyent surety before the same iustice or iustices by his dyscrecion to be admitted, that will bynd them by recognisaunce or otherwyse in suche summe or summes of money, as shalbe lymytted by the discrecion of the same iustice or iustices, to the seuerall parties vpon whom he shal complaine vpon condicion that if the party complanant preue not sufficiently the mater of his complaint to be true: that then the sayd complainaunt to pay such costes and damages to the seuerall parties greued, and al such tyme as shalbe considered and awarded by the discrecion of the sayde persons, that haue power by this present acte to examine the same. And that the sayd iustice or iustyces, after the receyete of the sayde byll of complaynt in fourme reherssed, certifie the sayde byll vnder his or their seale or seales vnto the chauncellor of Englande for the tyme beynge, and then the same chauncellor shall cause by wrytte at the sute and costes of the partie complaynaunt, all suche person or persons, agaynste whom the sayd complaynt is so made, to come afore the same chauncellor and treasorer of Englande, the chiefe iustice of eyther bench, and the clerke of the Rolles for the tyme beynge, whiche shall haue full power and auctoritee by this presente acte, by their dyscrecion, to examine all suche personne or persons apperynge before them, of all thynges comprysed in the bill of complaynt, and to punishe all and euery suche personne or personnes, as by that examinacion shall be found offendour or offenders, as well of periury as other, after their discrecion. And ouer that be it enacted, that if the partie complaynaunte pursue not or proue not his byll of complaynt, then he to yelde to euery personne by hym wrongfully vexed his costes and damages, and make fine to the kynge, after the discrecion of them before whom the examinacion is so had. And it is ferther ordeyned, that this acte extende not to the anyntisement, neyther vndoynge of the verdite and iugement geuen, but that the sayde verdite and iugement stande in his strengthe, to the tyme it be vndone or auoyded by wrytte of errour or atteynte, or otherwyse, after suche order as the common lawe was afore the tyme of makynge of this statute, this presente acte notwithstandinge.

Chauncery.

And ouer that be it ordeyned by the sayde auctoritee, that if periury be committed by proues in the kynges courte of the chauncery, or before the kinges honorable

nozable counsell oz elꝭ where, that then the forenamed chauncellour, vpon a bill to him put with lyke suretee as is afore reherſed, make lyke proces to call in the ſuppoſed periured perſons, afore the ſaide chauncellour treſorer iuſtices and clerke of the Rolles, and thei to haue power to here and examine the ſaide perſons. And if the ſaide perſons of the periury oz other miſbehauing before reherſed, ſo be conuicted, that then thei be puniſhed vnder lyke forme as is afore reherſed. Prouided alwaie that this acte begin to take his effect at the feaſt of the natiuitee of our lorde next comminge and no lenger to endure but vnto the nert parlyament.

Cap. xxvi. Shiriffes turne.

Praien the commons in this preſente parlyamente aſſembled, that where it was eſtabliſhed and enacted, the firſt yere of the reigne of kynge Richarde the thirde, late in dede and not of right kynge of Englande, that no bailyffe noz other officer ſhulde returne in any panell, in any ſhiriffes tourne oz lau-day, any perſon but ſuch as be of good name and fame, and haue landes and tenementes of freholde within the ſame county, where thei ben inhabitaunt, of the yerely value of.xx.s. at leaſt, oz elles landes and tenementes holden by the cuſtome of the maner called copiholde, within the ſaid county, of the yere-ly value of.xvi.s.viii.d. ouer all charges at leaſt, as in the ſaide ſtatute moze plainly it appereth: And that all inditementes and preſentementes taken a-fore any ſhiryffe in his tourne otherwiſe, be voide and of none effect. By rea-ſon of whiche ſtatute many ſhiryffes of the counties of South. Surr, and Suſſex intending truely, haue loſt the profit of many of his oz their tournes, and many great miſſauntes and offences not preſented, noz the offendours and treſpaſſours in the ſame puniſhed, to the great hurt of ỹ inhabitantes of the ſame, foz within ſome hundzedes there, there ben not ſo many perſones of ſuch landes and tenementes dwelling out of fraunchiſes, and though thei were of that hautour, thei wold not appere foz the loſſe of two pence oz foure pence at the daie of the tourne, whiche ſmall amerciament is of the olde time vſed, wherby the kynges ſaid courtes, in diuers parties of the ſaid counties, ben loſt. Inconſideracion wherof it may be eſtabliſhed and enacted, by the ad uiſe and aſſent of the lordes ſpiritual and tempozal, and the commons in this preſent parlyamẽt aſſembled, and by auctozite of the ſame, that it ſhalbe leful to euery ſhiriffe, of any of the ſaide counties, to impanell and ſommon.xxiiii. laufull men of ſuche inhabitauntes within the precincte of euery of his oz their tournes, as owe ſute to the ſame tourne oz tournes, and wherof euery of the ſaid.xxiiii. men haue landes and tenementes of freholde to the yerely value of.x.s. ouer all charges, oz lande and tenementes of copphold to the yerely value of.xiii. ſhelinges.iiii. pence ouer all charges, within any of the ſaide counties, where ſuch torune oz tournes is oz be, to be kepte, and ſo many there to appere at the daie of the tourne before the ſaide ſhiriffe, vnderſhi-riffe oz clerke, to enquire of the articles of the ſaide tourne. And that euery of the ſaide.xxiiii. men, ſo being impanelled and ſummoned, not appering be amerced in the ſaide ſhiriffes tourne oz tournes, foz not doinge of their ſuite to the ſame.xii. pence. Prouided alway that if there be.xii. of the ſaide inha-bytantes ſo impanelled within the precincte of euery tourne appere, ſo that

in

in euery tourne there bee a lawefull iurie of them ſwoꝛne, that then all the remenante of thē ſo impanelled that make defaute, be not amerced foꝛ that defaut but onely foꝛ their ſuite, and as it was laufully vſed afoꝛe the makynge of the ſaide ſtatute. And ouer that be it enacted, that after dewe and lawfull ſommons had of the inhabitauntes, as is afoꝛeſaid, that if there appere not xii. men in euery of the ſaide ſhiriffes tournetes of the ſaide inhabitauntes, hauing landes and tenementes of the yerely value of. x. s. oꝛ. xiii. s. iiii. d. as is aboue ſaide, and if there be not. xxiiii. ſuche inhabitauntes, whiche maie be impanelled and ſommoned in maner and fourme abouеſaide, in any of the ſaide tournes: that then it ſhalbe laufull to euery ſheriffe, vnderſhiriffe, clerke bailiffe oꝛ other miniſter, to charge and ſwere any other perſon oꝛ perſons in any of the ſaide ſhiriffes tournes, where ſuche none ſufficient and defaute of inhabitauntes and apparaunce is had, ſuche as be of good name and fame, and the beſte by his oꝛ their diſcrecion that apere beſoꝛe him oꝛ them, and none officer noꝛ ſeruaunte to the ſaide ſhiriffes, vnderſhiriffes, clerkes, bailyffes oꝛ miniſters. And that all enditementes and preſentmentes, other then felony, ſo taken concerninge the ſaide ſhiriffes tournes, be good and effectuall notwithſtanding the ſaid acte made in the firſt yere of kynge Rycharde afoꝛeſaide. And that the ſheriffes vnderſhiriffes, clerkes, noꝛ bailiffes of any of the ſaide counties, noꝛ none of them doing accoꝛdinge to this preſente acte, foꝛfaite any thinge oꝛ bee in any wiſe preiudiced foꝛ doynge any thinge contrary to the ſaide ſtatute, made in the firſte yere of the ſaide kynge Rycharde. And that euery ſhiriffe, vnderſhiriffe, clerke, bailiffe oꝛ miniſter, that do contrary to this oꝛdinance in any point, foꝛfaite the ſumme of. C. s. at euery time, that thei, oꝛ any of them do the contrary of the ſame in any pointe of the ſame. ſauing to euery perſon and perſons their laufull lybertees and fraunchiſes, and tenauntes and inhabitauntes of the ſame. This act to endure vnto the nert parlyament.

Cap. xxvii. Fuſtians.

Praien the commons in this preſent parlyamente aſſembled, that where as fuſtians bꝛought from the parties of beyond the ſea, vnſhoꝛne into this realme, haue be and ſhulde be the moſt profitableſt cloth foꝛ doublets, and foꝛ other weaꝛynge clothes greatly vſed amonge the common people of this realme, and lengeſt haue endured of any thyng that haue comen in to the ſame realme from the ſaide parties, as to that entente, wherof the cauſe hath ben, that ſuch fuſtians afoꝛe this tyme haue bene truely wꝛought and ſhoꝛne with the bꝛode ſhere, and with none other inſtrumente, oꝛ other diſceitefull meane occupied vpon the ſame. Nowe ſo it is that diuers perſons by ſubtiltee and vndue ſleightes and meanes, haue diſceiuably ymagened and contriued inſtrumentes of irone, with the whiche irons in the moſte higheſt and ſecrete places of their houſes, thei ſtrike and dꝛawe the ſaide irones on the ſaide fuſtians vnſhoꝛne, by meanes wherof thei plucke of bothe the noppe and cotton of the ſame fuſtians, and bꝛeke commonly both the grounde and thꝛedes in ſunder, and after by crafty ſleking thei make the ſame fuſtians to appere to the common people fyne hole and ſounde, and alſo thei reiſe vp the cotton of ſuche fuſtians, and than take a light candell and ſette in the fuſtian

bꝛenning

brennynge, whiche sengeth and brenneth away the cotton of the same fustian, from the one ende to the other downe to the hard threedes in stede of sheringe, and after that put them in colour, and so subtilly dresse them, that their false werke can not be espied, without it be by workmen sherers of suche fustians, or by the werers of the same: And so by suche subtylties where as fustians made in dublettes, or put to anie other vse, were wonte and myghte endure the space of two yeres or more, wil not endure nowe whole by the space of .iiii. monethes scarcely, to the greate hurte of the poore commons and seruynge men of this realme, to the great damage losse and dyscrete of the kinges true subiectes byers and werers of such fustyan. For remedy wherof be it enacted, ordeyned, and establysshed by the kynge our soueraigne lorde, and the lordes spirituall and temporall and the commons in this present parlyament assembled, and by auctoritee of the same, that none suche Irone, or instrumentes, nor any other vntrue subtyl meane or sleyght be from henssorth vsed vppon any fustian within this realme, but onely by the brode sheres, vpon forfeyture of .xx.s. to be leuyed, for euery defaute of euery suche person or persones hereafter offendyng and vsyng any such disceiuable instrumentes or sleightes as is aforesayde. The one halfe of the forfeytures to be to the kynge our soueraigne lorde, and that other halfe to him or them that wyl sue for the same forfeytures by action of det byl pleynt or informacion in any of the kynges courtes of record, where the same may be determined after the course of the common lawe, and that the defendaunt in suche behalfe in no wyse be admitted to wage his lawe, nor that any protection or essoine be in the same alowable. And ouer this be it ordeyned by the sayde auctoryte that the mayre and wardeynes of shermen of the cytee of London, for the time beynge, haue auc- London,
toritee to entre and serche the werkmenshyp of al maner persons occupienge the brode shere, as well fustian as cloth, and the execucion of this present act to be as well of denizens as of forens and straungers.

THe kynge our ſoueraigne lorde Henry the.vii. after the conqueſte, by the grace of god kynge of Englande and of Fraunce, and lorde of Irelande, at his parliament holden at weſtminſter the.xvi. day of Januarye, in the.xii. yere of his reigne to the honour of god and holy churche, and for the common profyte of the realme, by the aſſente of the lordes ſpirituall and temporall and the commons in the ſayde parliament aſſembled, and by auctoritee of the ſayd parliament, hath do to be made certain ſtatutes and ordinaunces in maner and fourme folowynge.

Cap. i.

TO the kynge our ſoueraigne lorde, prayen your commons in this preſent parliament aſſembled, that where the common weale and profyt of your inhabitauntes within your countie of Norfolk, haue in time paſſed be by the due occupacō of making of worſtedes, ſaies, and ſtamins, which occupacion now is like to decay, for as much as the occupiers of the ſame may not haue any apprentiſe, but if his father may diſpend landes or rentes to the value of.xx.s. by yere: Of which abilitee can fewe or none be had to be apprentiſe. So that for lacke of apprentyſe, the ſayde occupacion is lyke to be ſet apart, and in tyme to come to be vtterly deſtroyed, which ſhuld be to the loſſe of the common wele of your ſayd countie, and thenpoueriſhinge of thinhabitantes of the ſame. That it may like your highnes, of your benynge grace, in conſyderacion of the premiſſes, by the aſſente of your lordes ſpirituall and temporall, and of the commons in this preſent parliament aſſembled, and by auctoritee of the ſame, to enacte, ordeyne and eſtabliſhe, that euery perſonne of the aforeſayde occupacion within your countie of Norfolke, the whiche the.iiii. wardeynes of the ſayde occupacion within your forſayde countie yerely choſen, ſhall enhable to kepe a prentyſe, ſhall by this preſent acte be at liberty to take and kepe at all tymes one or two apprentiſes, any perſone, or perſons hereafter put to the aforeſayd occupacion: So that he paſſe not two at ones at the moſte. And in lyke wyſe herafter euery perſon ſhalbe at his lybertee, to put any apprentyſe to the aforeſayde occupacion, any acte or ordynance afore made to the contrary notwithſtandyng.

Apprentiſe.

Norfolke.

Cap. ii.

WHere in the laſt parlyament holden at weſtmynſter, the.xxiiii. day of the moneth of October, the.xi. yere of the reygne of kyng Henry the. vii. dyuers good and profytable ſtatutes, as well for the reformacion of great and heynous tryalles, as periury and other dyuers offences and miſbehauyng, were made, whiche ſtatutes haue no lengar continuaunce to be effectuall, but to this preſent parlyament begunne the.xvi. day of January, the.xii. yere of the reygne of our ſayde ſouerayngne lorde. And for as muche as the ſayde ſtatutes, for ſhortnes of tyme ſyth the makynge of them, haue not be put in execucion, wherby the effecte of the ſame as yet may not be perfytly knowen. Therfore the kyng our ſoueraigne lorde, by thaduyſe of the lordes ſpirituall and temporall, and the commons in this preſente parlyament aſſembled, and by auctoritee of the ſame, enacte, ordeyne, and ſtablyſſhe, that all ſuche actes as

Continuaunce of actes.

were

were made the ſaid laſte parlyament, the whiche ſhoulde continue but to the parliament than next folowyng, ſtand good and effectuall from the making of the ſame, vnto the nexte parlyament to endure.

Cap.iii. Artificers.

¶ For diuers and many reaſonable conſideracions and cauſes, the kynges highnes mouinge, and for the common welthe of the poore artificers, as free maſons, carpenters and other perſons neceſſary, and conuenient for the reparacions and buildinges, and other laborers and ſeruauntes of huſbandrie: Be it by aduiſe of the lordes ſpirituall and temporal, and the commons in this preſent parlyament aſſembled, and by auctoritee of the ſame ordeined eſtabliſhed, and enacted, that al actes of parlyament made in the parlyamẽt holden at weſtminſter, the. xiiii. daie of October, the .xi. yere of the kynge that nowe is, touching onely the wages of artificers, laborers, and ſeruantes of huſbandry, and euery of them, be from henſeforthe voide and of no force ne effecte.

Wages.

Cap. iiii. Drapyng of wollen clothes.

¶ Wraien the commons in this preſente parlyamente aſſembled, that where in the parlyament holden at weſtminſter, the. xiiii. daie of January, the firſt yere of the reigne of Rycharde the thirde, late in dede and not of right kynge of Englande, an acte was made concerninge the makynge and drapinge of wolen clothes, for as much as the ſaid act is in ſuch fourme, that the clothier doinge his true dilygence can not obſerue the ſame, without ofte and many tymes offendinge againſte the ſaide acte, in whiche bee ſo ſtraite and great penalties and forfaittures againſte the ſaide clothiers, the aduauntage and profite wherof is geuen and lymit by the ſaid acte as wel to other perſons, as to the kynges highnes for euery defaute in the ſaide act lymitted, whiche the clothier, can not eſchew: So that the more partie of clothiers within this realme, can ne dare vſe them ſelfe in makynge and drappynge of wollen clothes, as thei haue done in tyme paſte. By reaſon wherof your poore ſubiectes, in great numbre, whiche before tyme haue had by clothe makynge their occupacion and lyuinge, be nowe lyke to fall in great pouertee and ydelnes, wher of many great inconueniences ſhulde and maie enſue. Wherfore be it enacted by the ſaide auctoritee, that the kynge our ſoueraine lorde, nor any perſon or perſons take any aduauntage or profite of any penalties of forfaiture by the ſaide acte, made the ſaide. xxiii. daie of January, geuen, lymitted, or aſſigned for any cloth made or to be made, afore the beginnynge of the nexte parlyament.

Clothiers.

Cap.v. Weightes and meſures.

¶ Where as afore this tyme the kynge our ſoueraigne lorde, entendynge the common wele of his people, and to auoide the diſceite of weightes and meſures, long tyme vſed within this his realme, contrary to the ſtatute of Magna carta, and of other ſtatutes therof made by diuers of his noble progenitours, at his great charge and coſte dyd to make weightes and meaſures of braſſe, accordyng to the olde ſtanders therof remainynge within his treſory. And for that, that one weight and one meaſure ſhoulde be vſed throughout all this his realme, in auoidyng of all fraude and diſorde in that behalfe, it was at the laſte parlyament, holden the. xiiii. daie of October, in the .xi. yere of our ſaid ſoueraine lordes raigne, ordeigned, that the ſaide meaſures and

weightes

weightes ſhoulde be delyuered to the knightes and citezyns of euery ſhyres and citees, aſſembled in the ſame parliament, bozoghes of the.v. pozres, and certaine burgeſſes of bozoghe townes, ſurely by them to be conueied to certaine bozoughes and townes ſpecified in a cedule vnto the ſame acte annexed, there to remaine foz euer, to the intente in the ſame acte moze largely declared: whiche weightes and meaſures vpon moze diligent examination had ſith the makynge of the ſaide eſtatute, ben appzoued defectiue, and not made accozdinge to the olde lawes and ſtatutes therof ozdeined within the ſaide realme. Wherfoze the kynge our ſoueraigne lozde by the aſſente of his lozdes ſpirituall and tempozall, and the commons in this pzeſent parliament aſſembled, and by auctozitee of the ſame, ozdeineth, eſtabliſſheth and enacteth that the meſure of the buſſhell conteine. viii. galons of whete, and that euery galon conteine. viii. li. of wheate of troie weight, and euery. li. conteine. xii vnces of troie weighte, and euery vnce conteine. xx. ſterlynges, and euery ſterlyng be of the weight of. xxxii. coznes of wheate, that grewe in the middes of the eare of the wheate, accozdinge to the olde lawe of this land. And that it pleaſeth the kynges highnes to make a ſtanderde of a buſſhell, and a galon after the ſaide aſſiſe, to remaine in his ſaid treſozy foz euer: and from henſefozthe the ſaide newe buſſhelles and golons lately ſent fozthe be not vſed noz occupied foz no meſures, but that thei be ſente againe vnto the kynges receipt by the feaſt of whitſontyde nexte comynge, at the coſtes and charges of the ſaide citees, bozoghes and townes, hauinge the ſaide buſſhelles and galons in keping, vpon peine of. x. li. to be fozfaited to the kyng, the ſame buſſhels and galons ſo ſent againe in to the kynges receipte, to bee bzoken, and with the ſtuffe and metall of the ſame buſſhels and galons, other newe buſſhels and galons, by thaduiſe of the treſozer and vnder treſozer of Englande foz the tyme beinge, befoze the feaſt of all ſaintes nert comminge, to be made and ſiſed accozding to the ſaid buſſhell and galon, which by this pzeſent act is ozdeined to be made, and to remaine in the ſaide treſoury, at the coſtes and charges of the ſame citees, bozoughes, and townes. And that euery citee, bozowe, and towne within this realme, whiche nowe haue oz ſhoulde haue had by reaſon of the ſaide acte made in the ſaid. xi. yere, any of the ſaide new buſſhell oz galon, do conuei and cary befoze the feaſte of ſaincte Andzewe nexte comming, into euery of the ſame citee, bozough, and town, a buſſhel and a galon newely to be made as is afozeſaide, at the coſte and charges of the ſame citee, bozoughe, and towne, there to remaine: And all other buſſhelles, galons, and meſures, whiche be to be made after the fourme by this acte ozdeined, be marked and ozdzed after the fozme and effect of the ſaid act, made the ſaid. xi. yere, and in the meane ſeaſon to vſe ſuch buſſhels and galons as hath ben vſed laſt afoze the comming downe of the ſaide new buſſhels and galons and befoze the makinge of the ſaide ſtatute in the ſaid. xi. yere, and that al penalties in the firſt act expzeſſed be of none effect, vnto the feaſt of Candelmas whiche ſhalbe in the yere of our lozde god. M. CCCC. lxxxvii. and after the ſame feaſt, the ſame act made in the ſame. xi. yere, to ſtand in ful ſtrength with his penaltees vpon the buſſhel and galons new to be made, as it ſhuld haue done

Buſſhell.

Galon.

wone within this realme, distreine, take, or leuy any custome called scauage otherwise called shewage, of any marchaunte denizen, or of other the kynges subiectes denyzens, of or for any maner of marchaundise to our soueraine lorde the kyng before truly customed, that is brought or conueied by lande or by water to be uttered and solde in any citiee borough or towne in this lande: Or if any maire, shirysse, bailiffe or other officer, in any citee, borough, or towne, for no paiemente of the saide scauage, lette or distourbe any marchaunt or any other person or persones beinge denizens, to sell and utter their marchaundise by them brought into any citie, borroughe, or towne, that than euery maire, shiriffe, bailiffe, or other officer, distrainynge, imprisonynge, or takynge any such scauage, or otherwise offendyng in any thing contrary to this presente acte, shall forfeite for euery tyme that he so offendeth, xx. li. the one moitie therof to our soueraigne lorde the kynge, and the other moitie therof to the partie in that behalfe greued, or to any other that sueth in that partie by action of dette in any shyre within this realme for to be sued, and that the defendauntes in any such action be not admitted to wage or do their lawe, nor do any protection ne essoine for any such defendauntes bee allowed in the same. Prouided alwaie that the mayre, shiriffes and comunaltee of the citee of London, and euery of them, shal haue and take all suche summes of money for the saide scauage, and of euery person denizen, as by our soueraigne lorde the kynge and his moste honorable counsaile shalbe determined to be the right tytle of the mayre shiriffes and comunaltee of the said citee of London, or any of them, this acte in any wise not withstandinge. London.

Cap. ix. Delaies in actions on the case.

For as much as before this tyme there hath be great delaies in actions of the case, that haue be sued as wel before the king in his bench as in his court of his common benche, because of which delaies many persons haue ben put from their remedie. Be it therfore ordeined enacted and established by the kyng our soueraign lorde, by the aduise and assent of his lordes spirituall and temporal, and the commons in this present parlyament assembled and by auctoritee of the same, that lyke proces be had herafter in actions vpon the case as wel sued and hanging, as to be sued in any of the said courtes, as actions of trespas or dettes.

Cap. x.

Be it ordeined established, and enacted, by the kynge our souraine lorde, by the aduise and assent of the lordes spirituall and temporall, and the commons in this present parlyament assembled, and by auctoritee of the same, that euery shiryffe within euery countie within this realme of England, haue the custody rule keppynge and charge, from the quindecim of Pasche next comminge, of euery of the kynges common geales prisons and prisoners, in the same, in euery of the saide counties where he is shiryffe, durynge his tyme of his office, excepte all geales, wherof any person or persons spirituall or temporall, or body corporate, haue the keping of estate of inhertance, or by succession. And from the same quindecim of pasche next coming, that all letters patentes made to any persone or persones for terme of lyfe or lyues, or for terme of yeres, of the kepinge of the saide geales, and of any constable Geales. Prison. Prisoners. Letters patentes.

shippes of any castell, wherin any suche common geale is, by the kynge our soueraine lorde, or any other kynges of this lande. And euery thinge in the saide letters patentes conteined, be from henseforth repealed, adnulled voide and of no force ne effecte in the lawe. And that euery such shiriffe, from the saide quindeim of Pasche, be charged and chargeable with the saide geales prisones and the prisoners remaininge in the same. And ouer that where diuers and many persons, for treason murther robberies and other felonies before this tyme haue ben taken, some for suspection of the same dedes, and some vpon enditementes, and therupon brought vnto the same geales and prisones, and somtyme remained in the kepinge of the persones that so arested them for the saide causes, and by colour of neglygence, subtilly and craftely, and oftentymes for fauour, mede, affection or corruption, suffred the saide offenders to escape, as if it had be by neglygence, the couert and expresse impediment of iustice, and execucion of the kynges lawe, ordered for the punicion or punishment of suche offenders. And whan such escapes haue bene founde before iustices, haynge auctoritee to enqyre therof, and therupon the parties conuicted, or elles yelde them selfe to make fine for the same, small fynes haue bene vsed to be set in those causes, to the littell dreade and feare, and great enboldyng of the sayd offendours and misdoers: By meane wherof great and erraunte fellons and haynous murtherers oftentymes haue by negligence escaped: so that neither they nor the kepers of them, from whom thei escaped, hitherto haue not be punished accordinge to their demerytes. Be it therfore enacted ordeined and establisshed, by the saide auctoritie of this present parlyamente, that for euery neglygente escape hereafter from any shiriffe, haynge the kepinge of any geale, or from any constable of castell, or other beinge keper of any geales, where suche prisoners accustomably haue ben and shall be kepte of persons indited of high treason beinge in their kepyng, that no lesse fine be sette or made for euery such escape, than C. marke, and more by the discrecion of the Justices, that shall assesse suche fynes: And for euery escape of persone escapinge beinge in their kepinge for suspection of high treason, no lesse fyne to be set ne made than. rl. pounde, and for euery escape of persons endited of murther or petit treason. rr. pound at the least, and more, by the discrecion of the Justices that shall assesse suche fines. and for euery escape of persons suspected of murther or petit treason. r. pounde, or more, by the discrecion of the Justices that shall assesse suche fynes: And for euery personne escappynge, beinge in their kepinge, endyted of felonie, other then murther or treason. r. pounde, and for euery personne suspected of felony, other then murther or treason, as is aforesaide, to forfeite for euery suche escape. C. shillinges, or more, by the discrecion of the Justices after the maner and quantitie of their demerites: Sauing to euery person or personnes, their heires and their successours, suche sufficient and lawfull right and tytle, to any such escapes and fines for the same, or to be quite of suche escapes, or of any other escapes, as thei haue or ought to haue at the tyme of makinge of this acte: this acte or any clause conteined in the same, in any thinge notwithstandinge. And if any person hereafter haue any pry-

Shyriffes.

Constable of castell. Escape.

soner

soner in his keppyng, arested for suspection of felony, treason, or murdre, and that person that so is arested, escape by negligent keppyng before that he be brought to the geales, that person, from whom he so escaped, shal forfeyte for euery person that so doth escape, such fynes as shalbe set by discrecion of the iustices, that shall haue auctoritie to assesse suche fynes, as the cause wyll require, and the same forfeyture to go to them that be entitled to haue such forfeitures the tyme of makynge of this acte. And more ouer be it enacted and ordeyned by the said auctoritie, that al offices of constables of castel, fortresses or other places: and all other officers within this realme of England or wales, not requyringe actual exercise in any of the same offyces by them to whom such graunt of offyces is made or graunted, or by their deputy or deputies, graunted by the kyng our souerain lord that now is, to any person or persons for terme of life or liues, and letters patentes of the same, shalbe from the feast of Pasche next comynge vtterly repeled, adnulled, voyde, and of no force ne effecte in the lawe. And this acte as concernyng the penaltees aforesayd and euery of them, to endure to the nert parliament and no longer. Prouided alway, that neither the shiriffe of the countie of Surrey for the time beinge, nor any other shiriffe haue any rule custody or gouernance of the geales of the kynges benche and marshalsee: or of eyther of them, by reason or by auctoritie of the saide acte: but that sir Thomas Brandon knyght, and sir John dygby knyght, and euery of them haue and enioy the custody and keepyng of the same geales, accordyng vnto their seuerall grauntes to them made, this acte notwithstandyng. Prouyded alway that the same acte of resumpcion, or any articles therin conteined, extend not ne be in any wise hurtfull or preiudiciall to Edwarde Courtney erle of Deuounshire, for the auoiding and repelling of any letters patentes or graunt to him made by the kynge our soueraygne lorde, of and for the constableshippe of the castell of Restormell, otherwise called Restormin, in the countie of Cornwall: But that suche letters patentes or graunt of the same office be of as great force strength and effecte, and to the sayde erle as auaylable, as they shulde or might haue bene if the saide act of resumpcion had neuer bene had ne made. Prouided alway that this present act of resumpcion, or any other made or to be made in this present parliament, extende not, ne in any wise be hurtfull or preiudiciall vnto any maner of graunt, made by the kynge our soueraigne lorde by his letters patentes to John Morgan. of or for the parkershippe of the parke of Carlion, with the profytes of the same within the lordshippe of Vske of Southwales: but that the saide letters patentes, and euery thing in them conteined, be from henceforth good and effectuall to the saide John, accordynge to the tenour and purporte of the same, the foresaid act or actes in any wise notwithstandinge.

Cap. xi. Dere hayes. Bukstalles.

For as much as it is well vnderstande and knowen, that the greatest destruction of red dere and falowe within this realme in tyme paste hath bene and yet is with nettes called dere hayes, and bukstalles, and stalkynge with beastes, to the great displeasure of our soueraigne lorde the kynge and of all the lordes and other noble men within this his realme haunynge forestes,

chaſes or parkes, in their poſſeſſion rule or keping: ſo that if the ſaid nettes,
Stalkynge. or ſtalking ſhuld vnlaufully be vſed and occupied in any tyme comynge, as thei haue ben in tyme paſt, the moſte partie of the foreſtes chaces and parkes of this realme ſhuld be therwith diſtroied. Be it therfore eſtabliſched and enacted by the lordes ſpiritual and temporal, and the commons in this preſent parliment aſſembled, and by auctoritee of the ſame, that any perſon ſpiritual or temporal, hauing no parke chaſe nor foreſt of their own, kepe nor cauſe for to be kept any nettes called dere haies or buckſtalles, by the ſpace of a moneth nexte after the proclamacion of this acte made: vpon peine of forfaiture for euery moneth that he or thei kepe or cauſe to be kepte the ſame nettes, haies, or buckſtalles. xl. li. And that no perſon from henſforth ſtalke or cauſe any other perſone to ſtalke with any buſſhe or beſtes to any deere, beinge in any parke, chaſe, foreſt, or without, but if it be within his owne grounde, chaſe, foreſte, or parke without lycence of the owner, maiſter of the game, or keper of the ſame ground, chaſe, foreſt or parke, vpon peine of forfeiture for euery tyme that he or thei ſo ſtalketh. x. li. And furthermore that no perſon ne perſons without his owne grounde ſlee, take or cauſe to be taken by meane of crafte or engine
Herons. any herons, without it be with hawkinge or with longe bow, vpon peine of forfeiture for euery heron taken or ſlaine. vi. s. viii. d. And that no perſon or perſons without his or their owne grounde, take any yong herons out of the neſt, without lycence of the owner of the grounde where the ſaid neſte is, vpon peine of forfeiture for euery heron ſo taken out of the neſt. x. s. and that euery man that wyll maie and ſhall be admitted to ſue for any of the ſaide forfeitures, by action of det, and like proces to be had and made therin as in other actions of det at the making of this act. And that the defendant be not admit
Juſtice of peace. ted to tend nor to do his lawe in any ſuche action, nor any eſſoine nor protection to be allowed for the defendant in the ſame. And that two iuſtices of peace in their ſeſſions ſhall haue auctoritee to call before them any perſon ſuſpected of the premiſſes, and to their diſcrecion to examine them in the premiſſes. And if by their examinacion the parties ſo examyned be found in defaute contrary to the premiſſes, that than he ſo found in defaut to be committed to priſon, til he haue found ſuertie for paiment for the ſame forfeitures to the kyng. And that thoſe iuſtices that ſo examine them, ſhall haue the. x. parte of euery ſuche forfeiture for their labour in that behalfe.

Cap. xii. ¶ For as muche as the kynges grace moſte entierly deſyreth amonge all other etthely thynges, the proſperitee and the teſtfulneſſe of this his realme, and his ſubiectes of the ſame to liue quietly and ſurely, to the pleaſure of god and accordinge to his lawes, willinge alwaie of his pitie, and entendinge to reduce them therto by ſofter meanes then by extreme rygoure, therfore purueied in a ſtatute made in the tyme of kynge Rycharde the ſeconde, conſideringe alſo the great charges that ſhulde growe to his ſubiectes, for bringynge of vacabounde to the geales, accordynge to the eſtatute: his
Vacabounde. highnes wyl, by the auctoritee of this his preſent parlyament to be ordeined and enacted, that where all ſuche miſdoers ſhoulde be by examinacion committed to the common geale, there to remaine as is aforeſaide, that the ſhyriffes

elles, maires, bailiffes, highe constables, petye constables, and other gouer nours and officers of cities, boroughes, and townes, townshippes, villages and other places, within thre daies after this act proclaimed, make due serch, and take or cause to be taken al such vacabundes, idell people, and suspecte persones, liuinge suspectiously, and them to take and set in stockes, there to re maine by the space of one daie and one night, and there to haue none other sustinaunce, but bread and water, and after the saide daie and nighte passed, to be had out and set at large, and than to auoide the towne or place where thei be taken, into suche citie, towne, place or hundred where thei were borne, or elles to the place where thei laste dwelled or made their abode by the space of. iii. yeres, and that as hastely as thei conueniently maie, and there to re maine and abyde, and if ofteseones thei be taken in suche defaute in the same towne or townshippes, than to be set lykewise in stockes by the space of three daies and thre nightes, with lyke diet as is aforesaide, and if any person or persons giue any other meate or drinke to the said misdoers, so being in stoc kes in fourme aforesaide, or the saide prisoners fauour in their misdoinge, or them receiue or harborowe one nighte, that than thei forfaite for euery tyme so doinge. xii. d. And also it is ordeined by the said auctoritee, that all maner of beggers not able to worke, within. vi. weekes nexte after proclamacion made of this act, go, rest and abide in his citie, towne, or hundred, where they were borne, or elles to the place where thei made last their abode by the space of thre yeres, ther to remaine or abyde without begging out of the said citee, towne, hundred, or place, vpon peine to be punished as is aforesaide, and that no man harborowe or keepe any suche begger in his house ouer one nighte, vpon the same peine, and that no man be excused by that he is a clerke of an vniuersitie, from whense he saith he cometh, without a lettre of the by shalicelor of the vniuersitee from whense he cometh, nor none calling him self a sowdeour, shipman, or trauailyng man, without he bring a letter from his captain, or from the town where he landed, and that he then to be commaun ded to go the streight high waie into his countrey. And if he departe not ac cordynge to suche commaundementes in that behalfe to hym giuen: that than he to bee taken, reputed and punished as a vacabounde, and he that harboureth any suche person, shall forfaite for euery one suche person that he harboureth ouer one night. xii. d. And ouer this it is ordeined by the saide auctoritie, that if any shiriffe or other officer afore rehersed, execute not the premisses as is abouesaide, of euery vacabounde hermite or begger able to labour, or clerke, pilgrime, or shipman, as often as any suche commeth in his sighte, or that he hath therof any knowlage, within the towne or place where he hath auctoritee rule or gouernance, and that as often as any such of the said misdoers, abydinge there about the space of one day and one night, departe vnexamined and vnpunished, as is abouesaid: For euery misdoer so departed, he to lese. iii. s. iiii. d. and the lorde of euery lete within this realme, and the shiriffe in his tourne, haue auctoritie to enquyre therof and of all the saide defautes and misdemeanours in his lete and tourne, and tha

Beggers.

lord of the lete to haue for euery defaut founde as is abouesayde, the forfetures aboue limitted, and the shiriffe to enquire in his tourne of such escapes within the iurisdiction of his tourne, and to haue iii.s. iiii.d. for euery such defaut founde in his tourne, and that this penalty limitted by this ordinance to be forfeited by any officer or any other person, for none punishment of barabounde and other misruled persons, within euery citie where mayre and aldermen ben, that the profit of euery such penalte be vnto the alderman of euery warde, where suche forfeiture is had or made, to his owne vse and profit. And also it is ordeined and enacted by the sayd auctorite, that it shalbe lawfull to euery man, entitled to haue the saide penaltie, to distreine for it likewise as the lord of any lete may do for amerciamentes and fines, had and assessed in the same lete. And ouer this be it enacted by the said auctorite, that the chancellor of Englande, or keper of the kinges great seale, treasorer of Englande, the two chiefe iudges, the chiefe baron of the kinges escheker for the time being, and also the iustices of assise within their circuite, and euery of them, shall haue within the shire or shires where they or any of them shall fortune to be, full power and auctorite, to call before them and euery of them the shiriffe, mayres, constables and all other officers, of or within the same shire or shires, whiche haue power to put this statute in execution, and them and euery of them to examine of the execution of this statute. And if it can be founde by suche examinacion, that the saide officers or any of them be defective in due execution thereof: that than the saide officers and euery of them so founde defective, shall haue and suffre like peyne and punishment, as if the said officer or officers had ben therof duely conuicted by the due proces and course of the kynges lawe. And ouer this be it enacted, that the stewarde tresorer and controller of the kinges most honourable houshold for the time beynge, shall haue full power and auctorite to examine correcte and punishe as is afore rehersed, beynge within the precincte and libertie of the verge.

London. Also the maire and aldermen of the citie of London, that is to say, euery alderman within his warde, and the mayre throughout the hole citie shal haue lyke power and auctorite to examine correct and punishe the saide offenders within the said citie and liberties of the same beyng in maner and fourme aboue said. And ferthermore it is ordeined and enacted by the saide auctorite, that none apprentice ne seruant at husbandry, labourer ne seruant artificer, play at the tables, from the feast of Ester next comminge, ne at tennis, closhe, dice, cardes, bowles, nor any other vnlawfull games in no wise out of the xii. daies at Christmas, and than to plaie onely in dwellinge houses of his maister, or where the maister or any of the saide seruantes is presente, vpon peine of imprisonment by the space of a daie in the stockes openly. And that the housholder, where dicinge, cardinge, tennis playinge, bowles, closhe, or any other vnlawful game afore rehersed shalbe vsed, otherwise than is afore rehersed, and that lawfully ben presented before Justices of the peace, mayre, shiriffe in his tourne, or stewarde in his lete, or by examinacion hadde before the said Justices of peace, that proces be made vpon the same as vpon inditement of trespasse againste the kinges peace, and that the saide misdoer be

admitted

admitted to no fine vnder the fumme of .vi. s. viii. d. and that it be lawfull to two of the iuſtices of peace, whereof one ſhalbe of the quorum, within their auctorite, to reiecte and put away common ale ſelling in townes and places where they ſhall thinke conuenient, and to take ſuretie of the keepers of the ale howſes of their good behauinge, by the diſcretion of the ſaide Juſtices, and in the ſame to be bounde and agreed at the time of their ſeſſions. Prouided alway that diminucion of punyſhmentes of vacabundes and beggers aforeſaide, may and ſhall be had for women great with childe, and men and women of great ſickenes, and perſons beyng impotent and aboue the age of .lx. yere, by the diſcrecion of him that hath auctorite to do the ſaid punyſhment this acte notwithſtandinge. Furthermore be it enacted by the ſaid auctorite that iuſtices of the peace, or two of them at the leaſt within their ſhyres, and euery mayre, ſhiriffe, and bailiffe within their cities, townes, and borroughes, ſhall haue full power and auctorite to make foure tymes in the yere, that is to ſay, euery quarter ones, or ofter, as by their diſcretion ſhalbe thought neceſſary, throughout all their ſhire, a due and a dylygent ſecrete ſerche, and if they or any of them can find by the reaſon of the ſaide ſerche, any of the ſayde miſruled perſons, the ſayd myſruled perſons ſo founde, to haue like punyſhment and correction as is aforeſayd.

Cap. xiii.

Where as in the parliament holden at weſtminſter, the tewſday the morowe next after all ſoules day, the. xiii. yere of the reigne of kyng Henry the fourth, amonge other thynges it was enacted, ordeyned, and eſtabliſhed, that if any riotte aſſemble or route of people againſt the lawe, were made in any parte of the realme, that the iuſtices of the peace, thre or two of them at the leaſt, and the ſhyrriffe or vnderſhiriffe of the countie, where ſuch riotte aſſemble or route ſhulde be done, after the ſame ſtatute, ſhulde come with the power of the ſhire (if nede ſhuld be) to arreſt them, and them ſhulde areſt, and the ſame Juſtices and ſhirriffe or vnderſhiriffe ſhuld haue power to recorde that, that they ſhuld finde ſo done in their preſence againſt the law, and that by the recorde of the ſame iuſtices and ſhiriffe or vnderſhiriffe, the ſame treſpaſſers and miſdoers ſhuld be conuicted in maner and forme as it is conteyned in the ſtatute of Forcible entres, with diuers other articles touching and concernynge the premiſſes, as in the ſame ſtatute, made the ſaide. xiii. yere more plainely at large it appereth, which ſtatute is thought good and neceſſarie. wherfore by the aduiſe and aſſent of the lordes ſpirituall and temporal, and the commons in this preſet parliamēt aſſembled, and by the auctorite of the ſame, Be it therfore ordeyned eſtabliſhed and enacted, that the ſaid acte made in the ſayd. xiii. yere of kynge Henry the fourth, concernynge ryottes aſſembles and routes of people, And all and euery article and articles comprized in the ſame, and alſo al other eſtatutes before this tyme made concernynge the punyſhement of ryottours, at the time of the makinge of this acte beynge in force, from henſeforth ſtande in their force, and be dewly put in execucion after the tenours and purportes of the ſame. And for as muche as in the ſaid ſtatute, made in the ſayde. xiii. yere, it is not expreſſed, of what ſufficiency the iuriours impanelled ſhulde be, or what iſſues they ſhuld loſe if

Riotte.

Shiriffe.

Juſtice of peace.

Forcible entre.

Iurours.

if thei appere not, nor no mencion therin made of any punisshemente of the mainteinours and embracers of the iurours, that shall so bee empanelled, should haue for their misdemenours, if any be. It is therfore furthermore enacted by the saide auctoritee in this present parliament, that if any ryotte route or vnlaufull assemble be committed and done at any tyme after the first date of Maie nexte comminge within this realme of Englande, that the shyriffe, hauinge a precepte directe to him, shall retourne xxiiii. personnes, dwellinge within the shyre where suche riotte route or vnlaufull assemble shall be so committed and doue, whereof euery of them shall haue landes and tenementes within the same shyre to the perely value of xx. s. of chartre lande or freholde, or xxvi. s. viii. d. of copyholde, or of bothe, ouer and aboue all charges, for to enquire of the saide riotte route or vnlaufull assemble. And he shall retourne vpon euery personne, so by him empanelled, in issues at the furste daie, xx. s. and at the seconde daie, xl. s. if that thei appere not and be sworne to enquire of the premisses at the first daie. And if defaute be founde in the shiriffe or vndershiriffe, for retourninge of other persons, not beynge of the saide sufficiencie, or retourne not issues in fourme aforesaide, that than the saide shiriffe shall forfaite to our soueraigne lorde the kynge for either. xx. li. And if the saide ryotte, route, or vnlaufull assemble bee not founde by the saide iury, by reason of any maintenaunce, or embracery of the saide iurours, than the same iustices and the shiriffe, or vndershiriffe, ouer and aboue all suche certificate that thei muste and be bounde to make, accordinge to the saide statute, made the saide. xiii. yere, shall in the same certificate certifie the names of the mainteinours and embracours in that behalfe, if any bee, with their misdemeanours that thei knowe, vpon peine of euery of the saide iustices and shiriffe or vndershiriffe to forfaite. xx. li. if the same iustices and shiryffe or vndershiriffe haue no reasonable excuse, for none certifyinge of the same, whiche certificat so made shall bee of lyke force and effecte in the lawe, as if the matter conteined in the same were duely founde by the verdite of. xii. men. And euery personne duely proued to bee a mainteinour or embracer of the same, shall forfaite to our saide soueraigne lorde. xx. li. and as well the same mainteinours as the embracours shall bee committed to warde, there to remaine by the discrecion of the Iustices.

Shyriffe.

Maintenaunce. Embracery.

Lyueries.

¶ The kynge our soueraigne lorde, callinge to remembraunce, that where before this tyme diuers statutes for punisshemente of suche personnes that giue or receiue lyueries, or that reteine any persone or persones, or be reteined with any other persone or persones, with diuers peines and forfaitures in the same statute comprysed, haue ben made and established. And that not withstanding diuers persons haue taken vpon them, some to giue and some to receiue lyueries, and to reteine, and bee reteined contrary to the fourme of the saide estatutes, and litell or nothynge is or hath bene done for the punisshment of the offendours in that behalfe. Wherfore our soueraine lorde the kynge, by the aduise of his lordes spirituall and temporall, and of the commons of this realme in this parlyamente beinge, and by the auctoritee of

the

the same hath ordeined established and enacted, that all his statutes and ordinaunces afore this tyme made againste suche as make vnlaufull retei-nours, and such as so be reteined, or that geue or receiue lyuerete, be plainly obserued and kepte, and put in due execution. And ouer that our said soueraigne lorde the kynge ordeined established and enacted, by the saide auctorite, that no person, of what estate degre or condicion that he be of, by him selfe or any other for him by his comaundemente agreement or assente, priuily or openly giue any suche lyuerey or signe, or reteine any person, other than suche as he giueth howsholde wages vnto, without fraude or colour, or that he be his mentall seruaunt, or his officer, or man lerned in the one lawe or in the other, by any writtinge, othe, promesse, lyuerete, signe badge, token, or in any other maner wyse vnlaufully reteine: and if any do the contrary, than thei renne and falle in the peine of forfaiture for euery suche lyuerete or signe, badge or token. C. shillinges: and the taker and accepter of euery such lyuerei, badge, token or signe to forfeit and pay for euery such lyuerey and signe badge or token so taken or accepted. C. s. and for euery moneth that he vseth or kepeth such lyuerey or signe badge or tokē after that he hath taken or accepted the same, to forfait and pay. C. s. And euery person that by oth wryting or promesse, or in any other wise vnlaufully reteine priuely or openly, and also euery person that so is reteined, to forfait and pay for euery such time. C. s. And as wel euery person, that so reteineth, as euery person that so is reteined, to forfaite for euery moneth that suche reteinour is continued. C. s. and that euery person, that before the makyng of this acte by lyuery, signe, token, writing, badge, othe, promesse or otherwise vnlaufully hath reteined any person, and by reason therof is reteined at the tyme of making of this act, contrary to the premisses, that as well euery of them that kepeth any person so in reteinour, as euery person that is so and continueth so reteined, shall forfait to the kynge for euery moneth, from the feaste vnder written, that such reteinour is continued. C. s. And also it is ordeigned and enacted, that no person, of what estate or condicion he be, from the same feast, name or cause him selfe to be named seruaunt or reteined to or with any person, ble or cause to be bought, or weare any gowne as a lyuery gowne, signe or token of the suite or lyuerey of any person, or any badge token or signe of any person vpon peine of forfaiture for euery date and tyme, that he so doth xl. s. and also to haue imprisonment by the discretion of the iudges or persons afore whom he shalbe therof conuicted, and that without baile or mainprise. And ouer this be it ordeined and enacted by the said auctoritee, that the iustices of the peace within euery shire of England, shal at euery of their generall sessions, that is to say, foure tymes in the yere at the least, make or cause to be made to the shyriffe of the same shyre a warraunte or precepte, to retourne before them a panel of. xxiiii. persons, euery one of them to haue lādes tenementes to the yerely valu of. b. li. or. xl. s. at the least, by the discretion of the iustices. And the shiriffe to retourne euery one of thē at. xx. s. in issues at the least, of the which persons an enquest sworne shal among al other articles specially be charged to enquire of all such vnlaufull reteinours, and vnlaufull demeninge

Reteinours.

Badge.

Iustices of the peace.

meaning afore reherſed, had within any parte of the ſame ſhire, as farre as the commiſſion, where by the ſame iuſtices ſetteth, ſtretched. and after the ſame iury be ſworne, that the ſayde iuſtices ſhal charge and commaunde the chiefe conſtables of the hundred, and conſtables of euery towne. And alſo the bayliffes of the hundredes, whiche appere at the ſame ſeſſions, to geue euydence vpon their othes to the ſame iury, of all and euery thing touching this act. And if the chiefe conſtable of the hundred, and bayliffe of the ſame hundred, euery of them for the hundred wherof he is officer: And the conſtable of the townes, for euery townſhip that they be conſtables of, concele and geue not true and plaine euidence to their knowledge, of all ſuch reteinours contrary to the premiſſes, as be within the precinct of his or their ſaide offices, than euery of the ſaide bailiffes, or conſtables, or bailiffe of the ſame hundred, to forfayte to the kyng, for euery perſon ſo conceled. vi.s. viii. d. and to haue enpriſonment by diſcretion of the ſayd iuſtices, without bayle or mainprize. And that the iuſtices ſhall geue day to the iury, if it be thought to them expedient, to the nexte generall ſeſſions, or ſhorter by their diſcretion, to geue their verdite. And that the ſame iuſtices ſhall and may take the ſame verdit by parcels at ſeuerall tymes, and as often as any thinge ſhall be founde by them for the kynge. And if the ſayd iury ſo ſworne, do not fynde all ſuche vnlawfull reteinours and demeanours, and preſent all ſuche perſons, as contrary to this acte be reteined within the ſame ſhire, and within the precincte of their commiſſion, as is aforeſayd, by liuery, ſigne, or token, othe, writing, promiſe, or otherwiſe vnlawfully reteined, as is aforeſaid, or that name them ſelfe to be ſeruaunt to any other perſon, and of the reteinours of the ſame, and wherof they or any of them haue knowlege or credible euidens gyuen, that than the iuſtice of peace within the ſame ſhyre dwellynge, beyng there at the ſeſſions, hauinge than in dede any perſon reteyned contrary to the ſayd act, and euery of the ſayde perſons ſo empanelled and therupon ſworne, and the ſhiriffe whiche the ſayd perſons empanelled, and that in dede haupnge any perſon retayned contrary to the ſaide act, euery of them, that is to ſay, euery man for his owne defaute onely and none otherwiſe, ſhall forfayte to our ſoueraigne lorde. x. li. at euery tyme that ſuche a iury be ſworne. And ouer this be it enacted by the ſayd auctoritie, that the iuſtices of the peace, at their open ſeſſions, ſhall haue full power and auctoritie, to cauſe all ſuche perſons as they ſhall thynke to be ſuſpected of any reteinour, contrary to this acte, to come afore them, or two of them, wherof one ſhal be of the quorum, at ſuch tyme, and place as they ſhall thinke conuenient, and them to examine of all ſuche reteynours contrary to this acte, or other wiſe name them ſelfe to be ſeruaunt to any perſon, or of any other myſbehauinge contrary to this acte, by the diſcretion of the ſaide iuſtices, and the ſayd iuſtices, by whom examinacion is had, ſhall vpon the peyne of euery of them of. C. li. the terme nexte folowinge the ſame examinacion, certify before the kynge in his benche, the names as well of all the perſons that before them by examinacion ſhall be founden reteyned, or that before them be founde to do any thing contrary to this acte, as the names of all perſons that by that examinacion ſhalbe accuſed

Conſtables. Bailiffes.

Verdit.

ſed, to be reteinours, or to do contrary to the ſame acte, and the certificat to be of lyke effecte and ſtrengthe againſte all them ſo examined, and by that examinacion founde in defaute, as though thei were conuicted therof by the due order of the kynges lawes, and that ſame certificat to be of lyke effecte and ſtrength againſte them, that by that examinacion ſhalbe accuſed to be reteinours, or to haue done in any thing contrary to the ſaide act, as an enditement, had againſt them of reteinours. Moreouer the kynge our ſouereigne lorde, by the aduiſe, aſſent, and auctoritee aforeſaid, hath ordeined, eſtabliſhed, and enacted, that euery perſone that wyll ſue or complaine before the chancellour of Englande, or the keper of the kynges great ſeale in the ſterre chaumbre, or before the kynge in his benche, or before the kyng and his counſell, attending vpon his moſte roiall perſone, where ſo euer he be, ſo there be, iii. of the ſame counſell at the leaſt, of the which .ii. ſhall be lordes ſpirituall or temporall, againſt any perſon or perſons, offendinge or doynge againſte the fourme of this ordinaunce, or any other of the premiſſes, be admitted by their diſcrecion to giue informacion, and euery ſuche informer ſo admitted ſhalbe receiued to ſue vpon the ſaide matter by informacion, and that he be receiued to giue ſuch informacion or informacions before the ſaide chancellour or keper of the kynges ſeale in the ſterre chaumbre, or before the kyng in his bench, or before the kynge and his coũſell aforeſaide, againſte as many ſuch offenders as the perſon that ſo ſhall enforme, will or ſhal name, and vpon the ſame all ſuche perſones be called by writ, ſub pena, priuy ſeale, or otherwyſe, and the ſaide coũſaile to haue power to examine all perſones defendauntes and euery of them, as well by othe as other wiſe, and to adiudge him or them conuicte or attainte, as well by ſuche examinacion as otherwyſe, in ſuche penalties as is aforeſaide, as in caſe ſhall require. And alſo ſhal charge by iudgement in the ſame, ſuch perſone or perſones ſo conuicte or attainte, to the perſon plaintyfe or informer in all coſtes therin had by the diſcrecion of hym or them, before whom he ſhalbe attainted or conuicted. And alſo the ſame partie plaintife or informer ſhall haue ſuche reaſonable rewarde of that that by his complaint ſhall growe to the kynge, as ſhall be thought reſonable by the diſcrecion of the ſaid chanceller, or keper of the great ſeale, iuſtices, or coũſel. And alſo it is enacted by the ſaide auctoritee, that the ſaide chauncellour or keper of the great ſeale, iuſtices, or counſaile, haue full auctoritie and power by this ſtatute, to do ſende by writte, ſub pena, priuei ſeale, warraunt, or otherwyſe by their diſcrecion, for any perſon or perſons offendynge or doinge contrary to the premiſſes, without any ſuite or informacion made or put before them or any of them, and the ſame perſone or perſones to examine by othe or otherwyſe by their diſcrecion, and to adiudge all ſuche perſons as ſhall be found gilty in the premiſſes, by verdite, confeſſion, examinacion, proues, or otherwiſe, in the ſaid forfaitures & peines as the caſe ſhall require, as though thei were condemned therin, after the courſ of the common law, and to commit ſuche offenders to warde, and to awarde execucion accordinge. And alſo it is ordeined and eſtabliſſhed by the ſaide auctoritee, that if any perſone or perſons be examined of or vpon any of the premiſſes, vpon any ſuch informacion

cion

cion as is aforesaide, before the said chauncellour or keper of the great seale, the kynge in his benche, his counsaile, or without informacion, and deny the same, or if any the said chancellour, keper of the great seale, or the kyng in his benche or counsell, do sende for any such person or persons, and them or any of them examine vpon the premisses, and then he or thei so examined denie his offence in that behalfe: and if that after that tyme any such person or persons so denyinge, be found gilte or conuicted or attainted by verdit or examinacion as is aforesaide or otherwise, of any thing done or attempted contrary to the fourme of this ordinaunce, that is by him before denied: that than he or thei forfeite to lose and paie the said peines and forfeitures, as the case shall require for his or their offences in that behalfe. And ouer that the same persō or persons to forfaite and paie to the kynge, ouer and aboue that, the moitie of the same forfaitures and peines, and also to haue imprisonment by the discretion of the chauncellour, iustices, or counsell, for his denier in that behalfe. And that all maner of writynges or endentures betwene any persones here before made, wherby any person is reteined contrary to this act: that in denture or writinge, as touchinge any such reteinder onely and no ferther, be voide and of none effecte. This act to take his effect and beginninge for such reteinours offences and other misdemeanours, as shalbe done, had or made contrary to the forme of this acte, after the feaste of Penthecost next comming onely: and the same acte to endure and continue during the lyfe of our souereaine lorde the kynge that nowe is, and no lenger. Prouided alwaie and by the said auctoritee be it enacted, that if it shall fortune hereafter any persons to be punished for any article or other cause conteined in this present acte, that than such person or persons be from henceforthe for that matter or cause onely, that he is so punished for: clerely discharged and acquited of al peines and forfeitures, the which he or thei for that mater or cause only shulde haue susteined by the reason or occasion of any other acte or actes before this tyme had ordeined or made. Prouided also that this act extende not to the punishment of any person or persons, the which by the vertu of the kynges plackard or writinge signed with his hande and sealed with his priuy seale or signet, shal take appoit or endent with any persōs to do & to be in a redines to do the kyng seruice in warre or otherwise at his commaundment, so that thei that shall haue suche plackarde or writinge for their partie vse not by that reteinour seruice, attendaunce, or any otherwyse the person or persons that thei shall take appointe or endente with, nor the persons that so do endente to do seruice vnto our soueraigne lorde the kynge, vse not them selfe for their partie in doinge seruice and giuinge attendaunce to them that shall haue auctoritee by reason of the kynges writinge to take appointe or endente with them, in any thinge concernynge this saide acte, otherwyse than shall be composed in the same the kynges plackarde or writynge, and that plackarde or writynge for to endure, during the kynges pleasure and no lenger. Prouided also that this acte extende not to any lyuerey to be giuen by any sergeantes at the lawe, at their makynge or creacion: or to be giuen by any executours at the enterment of any person for any murninge arate, or to be gy-

uen

giuen by any gilde fraternitee craft corporate, or by the maire and shiriffes of the citie of London, or by any other maire, shiriffe, or chiefe officer of any citie, borough, towne or port of this realme of England, during the tyme of his office, and by reason of the same: or to be geuen by any abbot or priour, or any other chiefe head gouernour or officer of any monastery abbey or priory or other place corporate, geuen to their fermours or tenauntes, or otherwyse according as it hath bene accustomed and vsed in the same monastery abbey or priorie.

Cap. xv.

Prayen the commons in this present parliament assembled, that where dyuers and many persons be defrauded of their execution aswell of and vpon recognysaunce, statutes of the staple, statutes marchauntes to them made, as of their dettes and damages recouered in action of det trespas or other actions, and so in lykewyse the lordes of whom any landes and tenementes be holden in socage, of their reliefes, and somtime of their heriottes, by reason that he so beynge bounde or condempned, and also he that of right ought to be very tenaunt to the lorde, of whom suche landes and tenementes be holde, causeth by fyne, feoffement, recouery or otherwise, dyuerse persones to be seased of the said landes tenementes and other hereditamentes onely to his vse, he taketh the profites of the same to the great hurte dyscey t and defraude of the kynges true liege people within this his realme, if that remedy be not therfore purueyed. In consideration wherof be it ordeyned establysshed and enacted by the kynge our souerayne lorde, by the assent of the lordes spirituall and temporall, and the commons in this present parliament assembled, and by auctoritee of the same, that from henceforth it shalbe lawfull for euery shyriffe or other officer, to whom any writte or precepte is or shall be directe Execution. at the suyte of any person or persones, to haue any execution of any landes tenementes or other hereditamentes against any person or persons, of for and vpon any condempnacion estatute marchaunt, estatute of the staple recognisaunce hereafter to be made or had, to do make and delyuer execution vn to the party in that behalf suyng, of al such landes and tenementes as any other person or persons be in any maner wyse seased, or hereafter shalbe seased in any wyse, to the onely vse of hym against whom execution is so sued, lyke as the saide shiriffe or other officer might or ought to haue done if the sayd party against whom execution hereafter shal so be sued, had be sole seased of the sayd landes and tenementes of suche estatute as they be seased of to his vse at the tyme of the said execution sued. And ouer that be it ordeyned by the said auctoritie, that the lordes of whom any such landes and tenementes be holden in socage, shall from henceforth haue the dethe of him, to whose vse any person or persons as is aforesayde be seased, and of whom therof declared, haue his reliefes heriotte and all other duties, lyke as the saide lorde ought or might haue had if he had ben seased of the same. Prouided al- Damage. wayes that euery suche person against whom execution is or shal be had or landes and tenementes to bynge in possession of other persons to his vse, shall haue all suche auauntage in the lawe against him or them that so haue execution of the landes or tenementes afore rehersed, as he might or should haue had

had if he had be ſole ſealed of the ſayd landes and tenementes at tyme of the ſayd execucion ſued. And ouer that be it ordeyned by the ſayd auctoritie, that if any bondman purchaſe any landes or tenementes in fee ſymple, fee tayle or for terme of lyfe or terme of yeres, and cauſeth eſtate to be made to diuerſe perſons to his vſe, or taketh eſtate to him ſelfe and to diuerſe other toguthy with hym and to his vſe and behoſe, that it ſhalbe lawfull to the lorde of any ſuch bondman to entre duryng the ſame vſe, into the landes and tenementes and euery parcel therof ſo purchaſed by his bondman, in likemaner & fourme as he myght haue done, if the ſayd bondman had onely be ſeaſed of the ſaide landes and tenementes in fee or otherwiſe.

Bondman.

Cap. xvi.

Shyrryffes tourne.

Cap. xvi. Wherfore the commons in this preſente parlyament aſſembled, that where it was eſtabliſſhed and enacted in the fyrſte yere of the reigne of kynge Rycharde the thyrde, late in dede and not of ryghte kynge of Englande, that no bailliffe nor other officer ſhulde returne in any panel in any ſhyrriffes tourne or lawe day, any perſon but ſuch as beeſt good name and fame, and haue landes and tenementes of freehold within the ſame county, where they be inhabitauntes, of the yerely value of .xx. s. at the leaſt, or elles landes and tenements holden by the cuſtome of the maner, called copyholde, within the ſame county of the yerely value of .xxvi. s. viii. d. ouer all thatges at the leaſte, as in the ſame ſtatute more plainly it appereth, and that all endytementes and preſentmentes taken afore any ſhyrriffe in his tourne otherwiſe, be voyd and of none effect. By reaſon of whiche ſtatute many ſhyrriffes of the counties of Southſ. Surrey and Suſſex, intendyng gruely, haue loſt the profytes of his or their tournes, and many great noyſaunces and offences not preſented, nor the offenders and treſpaſſers in the ſame puniſſhed, to the great hurt of the inhabytauntes of the ſame, for within fourte hundred there, there be not ſo many perſons of ſuche landes and tenementes dwellyng out of fraunchiſes, and thoſe that were of that hauoure, they wolde not appere for the loſſe of .ii. d. or .iii. d. at the day of the tourne, which finall auerrtaumentes is of old tyme vſed, wherby the kynges ſayd courtes in diuers parties of the ſaid counties be loſt. In conſideracion wherof it was eſtabliſſhed and enacted, in a parliament holden at weſtmynſter, the xiii. day of Octobre, in the xi. yere of the reyne of our ſouereygne lorde kynge Henry the viii. that it ſhalbe lefull to euery ſhyrriffe of any of the ſaid counties to impanel and ſomnon .xviii. lawfull men of inhabytauntes within the precincte of his or their tournes, ſuche as owe ſuite to the ſame tourne or tournes, and whereof euery of the ſayd .xviii. men haue landes and tenementes of freehalde to the yerely halue of .x. s. ouer all charges, or landes and tenementes of copyholde to the yerely halue of .xiii. s. viii. d. ouer all charges within any of the ſayd counties where ſuch tourne or tournes is or be kept, and ſo many there to appere at the day of the tourne before the ſaid ſhyrriffe, vnder ſhyrriffe or clerke to enquire of the articles of the ſaide tourne, and that euery of the ſaid .xviii. men ſo being empanelled and ſommoned not apperyng, be amerced in the ſayd ſhyrriffes tourne or tournes for not doyng of their ſuite to the ſame .iii. d. prouided alwaie that if there be twelue of the ſayd inhabytauntes ſo impanelled within the precyncte of euery tourne

appere

appert, so that in euery tourne be a lawfull iury of them swoyne, that than all the remenaunt of them so impanelled that make defaute be not amerced for the defaut but onely for their suite, and as it was lawfully vsed afore the makinge of this statute. And ouer that be it enacted, that after due and lawfull sommons had of the inhabitantes as is aforesaid, if there appere not .xii. men in euery of the saide shiriffes tournes of the saide inhabitantes, hauinge lande and tenementes of the yerely value of .x.s. or .xiii.s. iiii. d. as is aboue-said, and if there be not .xviii. suche inhabitantes, which maie be impanelled and sommonde in maner and fourme aboue saide in any of the saide tournes: that than it shalbe lefull to euery shiriffe, vndershiriffe, clerke, bailiffe, or o-ther minister, to charge and swhere any other person or persones in any of the saide shiryffes tournes, where suche none sufficiente and defaute of inhaby-tauntes and apparaunce is hadde, suche as be of good name and fame: and the best by his or their discrecion that appere afore him or them, and none of-ficer nor seruaunt to the saide shyriffes, vndershyriffes, clerkes nor bailiffes or ministers. And that all enditementes and presentmentes, other than fe-lonie so taken in the saide shiriffes tournes, bee good and effectuall, not withstandinge the saide act made the firste yere of kynge Richard afore-said. And that the shiriffes, vndershiriffes, clerkes and bailiffes of any of the said counties nor none of them, doing accordinge to this present act, for-feit any thing, or be in any wise preiudiced for doinge any thinge contrary to the said statute, made in the first yere of the said king Rychard. And that euery shiriffe, vndershiriffe, clerke, bailiffe, or minister that do contrary to this ordinance in any pointe, forfeit the summe of .C. s. at euery tyme that thei or any of them do the contrary of the same in any point of the same, sauing to e-uery person and persons their lawful lyberties and fraunchises and tenantes inhabitantes of the same. This acte to endure vnto the nexte parlyamente. And for as much as before the makinge of the same acte, as well diuers shy-riffes as other inhabitantes of the same counties of South. Surreie, and Sussex, were greatly hurte & preiudiced, and hereafter in lyke fourme shalbe, onles that it may be enacted in this present parlyment, that the said act made the said .xi. yere of our said souerain lordes reigne may endure and from hens forth be good and effectual, and stand in force, as by the tenure and purport of the same acte more plainely maie appere. In consideracion wherof, that it may be stablished, and by auctoritee of this present parliament enacted that the same act from hensforth be good and effectual, and stand in force in euery thyng after the tenour and effecte of the same. And this acte to endure to the nexte parlyament.

Ca. xvii. Norwiche. worsted sherers.

Item the commons in this present parlyament assembled, that where as the citie of Norwiche is an ancient citee, as in the same citee without tyme of minde among other craftes hath bene vsed a certaine crafte called shermās crafte, and the artificers of the same haue alwaie vsed by the same tyme to shere aswel worstedes, stamins and fustians, as all other wollen clothe, and all apprentises of the same crafte haue bene taken and bounde to shermans

crafte onely, and by reason therof thei haue had and enioied their lyberties and fredome in their occupacion by the name of the shermannes crafte generall and none other wyse, and thei haue euery yere vsed within the saide citee to be chosen and swoyne two wardens of the same crafte, and all defautes by the saide wardens in their crafte founde, to be presented before the maire of the saide citee for the time beinge, and the offendours in that behalfe to be punished accordynge to the custome of the same citee, till nowe of late tyme diuers persones for their owne singuler profite, contrary to the common weale of the saide citee, feignynge to haue a crafte of worsted shearinge separate from the saide crafte of sheremannes crafte, surmitted a bill in the parlyment holde at Westminster the.xiiii. daie of October, the.xi. yere of the reigne of our souerayne lorde the kynge that nowe is, by force of whiche pretended bill it was in the saide parlyament enacted and ordeined, that from henceforth no man shulde take vpon them to shere worstedes within the said citee, but if he had be apprentise to the saide occupation of worsted sheryng, by the space of. vii. yeres, or suche other as the maisters of the saide occupation within the saide citee for the tyme beinge, approuinge their coninge, with the aduise of the maire for the time beinge in the saide citee, wyll admit. And furthermore in the ende of the saide acte it was prouided, that the saide occupacion of worsted sheringe shall not make nor do to be made any ordinaunce concerninge the saide occupacion among them selfe, but suche as the maire of the saide citee for the tyme beinge with his bretherne aldermen shall thinke necessary and profitable for the wele of the kinges subiectes, as more plainly in the saide acte amonges other thinges doth appere. It is so that sith the makinge of this acte, by colour of the same, the worsted sheremen within the said citee within them selfe, without aduise or consent of the mayre of the saide citee, haue chosen wardens of worsted sheringe, and separate the same pretended craft from the foresaid crafte called sheremans craft, contrarie to the lyberties and good customes of the saide citie in tyme passed vsed and approued: And ouer that the said pretended wardens, with their company to them confedered, diuers and many times assemble and make ordinances among them selfe, contrary to the common wele of the saide citee, without any aduice of the maire of the said citie, intending to bring the shering of worstedes into few mens handes, and to enhaūce the price of sheringe of worsted at their pleasure, in so much that thei will not admit to sheringe of worstedes but certain persons, where many other within the saide citee be as perfit, and haue as great coninge in the saide sheringe of worstedes as thei, the saide pretended wardens daily do suffer to shere, haue and will not admit any man to the shering of worstedes, though he haue sufficient coninge therin without he will compoune with them, and make great and importable fines, with force wherof diuers and many of the shermen, lately inhabitantes of the said citee, be departed out of the citie into the contrei, and so diuers & many howses within the saide citee nowe be vnoccupyed and decaied, and daily more are lyke to be, to the great desolacion of the said citee, and also to thempouerisshinge of the merchauntes byers of the saide worstedes within the saide

citee

citie, wherby the great wele and prosperitie of the sayd citie standeth, and the inhabitantes of the same supported. In consideracion of all which premisses it may please the king our souereine lord of his most abundant grace, and for the great zeale his grace hath to the vniuersall wele of his subiectes in this his realme, by the aduise and assente of the lordes spirituall and temporall and of the commons in this parliament assembled, and by auctoritie of the same, to ordeyne stablisshe and enacte, that the forsayde acte made the .xiiii. day of Octobre, the .xi. yere aforsayd, in euery thinge touchyng and concernyng the sayd worsted shering, or the sayd pretended craft of worsted shering onely be vtterly voyd, repelled, adnulled and of no force ne effecte. Prouided alway that the residue of the aforsayd acte concernyng the settynge or puttyng, taking or receiuing of apprentises for al the citezens and inhabitantes within the sayd citie of Norwych, may stand in his ful strength and effecte, in suche fourme as in the sayde act is expressed and conteyned, this present acte not withstandyng. Apprentises.

Cap. xviii. Seuerne.

Praien the commons in this present parlyament assembled, that where tyme out of mynde marchauntes vyttelers, and all other your liege people of this your realme, at their pleasure haue had & vsed fre course and passage thorough and vpon your ryuer and water of Seuerne, within this your realme, with shyppes, trowes, botes and all other their vessels, to cary and conuey theyr marchaundyses, vytayles and other goodes from towne to towne and from place to place, without interrupcion, trouble, veracion, let or disturbaunce, and without any thing therfore payenge or geuynge, vntill late tyme that dyuers marchauntes and other of this your realme of Englande, weer by dyuers and certayne mysruled personnes inhabited in the forest of Dean and other places to the sayd ryuer adioining wrongfully lettes, vexed and interrupted, wherupon for the sure and pecible passage and course vpon the sayd water and ryuer of all the kynges liege people to be had and contynued, dyuers actes and lawes were made and purueied, and in especial one in the .ix. yere of the reigne of the most blessed and famous memory your vncle king Henry the .vi. by the which act it was stablisshed ordeined and prouided, that all your liege people and euery of them, shulde haue their common and fre passage vpon your said ryuer and water, with their trowes botes and other vessels from Bristowe, Gloucester, Worcester and other places, without let interruption or denyer, and if any of your liege people or subiectes were of their saide course and passage letted or dystourbed, that they shulde haue actions of trespas agaynst the offendours in that behalfe. And the premisses not withstandynge dyuerse personnes late and nowe beynge your officers of and in your cytie of Worcestre and towne of Gloucestre, and other places adioynynge to your sayde ryuer and water wyl, not suffer any bote trowe or other vessell to passe thorough and vpon your sayde ryuer and water without dyuers impositions by them theruppon sette, and by them leuied gathered and vered vppon the marchauntes and owners of the sayde goodes and marchaundyses, by the sayde ryuer and water passynge, in manyfeste contempte of your sayde lawes, and brekynge of the lawdable custome Forest of Deane.

afore tyme remembred. Please it therfore your highnes, the premysses considered by the aduise of the lordes spiritual and temporal, and the commons in this present parliament assembled, and by auctorite of the same, to ordeine establisshe and enacte, that what soeuer person or persons, of what estate degre or condicion he or they be, hereafter take any impolicion of any of the kinges liege people, for trowe bote or any other vessell, for any goodes or marchaundyses caried or conueied in and vpon the saide ryuer and water of Seuerne, or let vere or interrupte any botes trowes or vessels so passynge by the sayde ryuer and water, for any suche impolicion, or otherwyse agaynst your lawes, that euery such person or persons so doyng and offending shall forfait to the kynge our soueraigne lorde for euery suche offence. xx. li. and for euery suche summe or summes so forfaite, the partie greued and other persons that will sue for the same forfaiture, shall haue and sue an action populer of det, aswel to and for the vse of our soueraigne lord the kyng, as to the vse of hym that shall so sue for it in his owne name, and that our soueraigne lorde the kynge haue two parties of the sayd summe so forfayted, and the partie that so shall sue for the same haue the third party therof: And the partie defendaunt in euery suche action shall not be receyued to wage his law, and also be outed of all delatories in the same action, as protections essoyne and other. And if it fortune the parties in any such action to defend or plede to an issue, for any offences done or committed contrary to the premysses tryable in the citee of Worcester, or the lyberties of the same, than the same issue to be tryed by. xii. men within the countie of Worcester, not dwellinge ne haupnge any landes within the same cytie, ne the suburbes of the same. And if the partie aforesaide in any suche action defende and plede to an issue for any offence done or committed contrary to the premisses, triable in the shire of the towne of Gloucestre, or in the county of Gloucestre, then the same issue to be tryed by. xii. men of or in the countie of Gloucestre therto adioynyng, not hauyng any landes ne dwellynge within the same shyre of the towne of Gloucestre. Prouyded alway that this acte or any thynge in the same conteyned, or specyfyed, in any wise extend not nor be preiudiciall or hurtful to any person or persons, hauinge any landes or medes, adioynyng to the said streme or water of Seuerne, to take of euery person or persons goynge vpon his or their saide landes and medes, and haling and drawyng any suche trowe bote or vessell, resonable recompence or satisfaction for such hurtes and offences as he or they hauyng suche landes or medes adioyninge to the sayd streme or water, shall sustayne by reason of any suche goynge or drawyng of any suche trowe bote or vessel. Prouyded alwaie that if any person or persons spirituall or temporall, or any body corporate, come before the lordes of the kynges honorable councel in the sterre chaumbre at Westmynster, at any tyme hereafter before the feaste of the Ascencion of our lorde, that shall be in the yere of our lorde god. M. D. and. v. and there make any sufficiente proofe and lawfull tytle of their owne offer, or by other meanes before the same feast to haue any maner of duty and impoſicion of and for any maner bote trowe or other vessel aforesayde, or for any other marchaundyses or goodes in any of the same

Action populer.

caried

fatted and conueyed in and vpon the saide riuer and water of Seuerne, and the same proffe and title by the sayd counsell admitted and decreed before the same feaste to be good and auayliable to the partie or parties that sue for the same: that than from thensforth after such proffe and title shewed, and so by the said counsel admitted, and by them before the same feast decreed to be good, such persons hauyng such lawfull tytle, may and shall haue from the time of that decre made, al maner such duties of euery of the kynges liege people so rendyenge for conueyenge any bote trowe or vessell in and vpon the said water of Seuerne, accordyng to their tytle and tyght so proued and decreed, after the maner and fourme of the same title and decree: This present acte or any thyng therin conteyned in any wise not withstandyng.

Cap.xix.

Lordwayners.

Tanners.

Corriours.

SHewen vnto your noble grace and great wysdome your poore commons and subiectes of this your realme, that where at a parlyament holden at westminster in the second yere of the reygne of kynge Henry the. vi. it was ordeyned amonge other, that no cordwayner, nor none other to his vse, shuld occupy the mystery of a tanner, whiles he occupied the mystery of cordwainer, vnder the peine of forfaiture for euery hyde so tanned by them or any other to their vse. vi. s. viii. d. Also where it is ordeined at a parliament holden at westminster, the first yere of the reigne of kyng Henry the. vii. our souerayne lorde that nowe is, that no tanner, whiles he vsed or occupied the misstery of a tanner, nor none other to his vse, shulde occupy the misstery of a corriour, ne blacke no hide, vpon peine of forfaiture for euery hide by hym so corried. vi. s. viii. d. And that no corriour of lether take vpon hym to cory any hyde of lether but such as before be sufficiently tanned, vpon peine to lose for euery hyde so corried. iii. s. iiii. d. and where as no act nor statute is prouyded as yet, but that the corryour of lether may vnpunished occupy the mystery of a cordwayner, and in lykewyse the cordewayner the misstery of a corriour, by reason wherof many and dyuers cordwayners of cities and boroughes within this sayde realme, haue vsed and do dayly vse the crafte of corriours in their houses at theyr pleasure, without any ouerseynge or controllyng of any other crafte, or of any of the kinges officers: so that somtime for lacke of cunnyng, and somtyme for their owne spede and lucre, they suffer their lether to passe vntruely corried. And also where many tanners put theyr hydes and lether to sale before they be sufficiently dried, so that the byers of the same can not knowe, whether the lether be sufficiently tanned and barked, to the great hurt and discept aswell of all the poore commons within the said cities and borroughes, as of the kinges liege people within the hole realme. Please it therfore your highnes and great wisdomes to prouide, by the auctoritie of this present parliament, for due remedy in this behalfe, that no man of the crafte of cordwayners or showmakers, nor none other to his vse in citie, borough, or towne within this realme, shall in tyme to come vse nor occupy the mystery or crafte of corryours, while he vseth the crafte of cordwayners, vpon peyne of forfeyture. vi. s. viii. d. for euery hyde so corryed and wrought, wherof. iii. s. iiii. d. shalbe to our souerayne lorde the kynge, and the other. iii, s. iiii. d. to suche person or persons that fyrste fynde and shewe it.

And in semblable wyse that no man of the crafte of the cozriours, noz none other to his vse, within any citie bozough oz towne of this sayd realme, shall from henceforthe vse noz occupy the mystery of a cozdwayner whyle he occupyeth the crafte of cozriours, vpon lyke peyne as is nexte aboue reherced.

Leather. And also that no tanner noz barker put no maner of hyde noz lether to sale before the same hyde and leather be sufficiently dzied, vpon peine of forfayture foz euery such hyde so put to sale, vi.s. viii.d. wherof. iii. s. iiii. d. to our souerayne lozde the kyng, and the other. iii. s. iiii. d. to suche person oz persons as first fynde and shewe the same.

Cap. xx. Dzayen the commons in this present parlyament assembled, that where in a parlyament holden at westminster, in the. iii. yere of the reygne of our souerayne lozde the kynge that nowe is, by the aduyse of the lozdes spirituall and tempozall, and the commons in the same parlyamente assembled, and by auctozitee of the same, it was enacted, ozdeyned, and establysshed among other thinges, that if any defendaunt oz tenaunte, defendauntes oz tenauntes, oz any other that shall be bounde by any iudgement, sue afoze execution had any writte of errour, to reuerse any such iudgement, in delayenge of execution of the partie, that than if the same iudgement be affirmed good in the sayd writte of errour and not erronious, oz that the sayd writte of errour be discontinued in the defaut of the party, oz the person oz persons that sueth the writte oz writtes of errour be nonsuted in the same: than that person oz persons, agaynst whom the sayde writte of errour is so sued, shall recouer his costes and damages foz his delaie and wzongfull veracion in the same, by discrecion of iustices, afoze whom the sayd wryt of errour is sued, whiche acte oz ozdynaunce hath not ben as yet duely put in execucion, by reason wherof alwell playntifes and demaundauntes in diuers actions by them sued, sythe the makyng of the sayd statute, haue ben often tymes delayed of their execution, to their great and impozrable hurt losse and charge. Wherfoze the kynge our souereigne lozde, by thaduyse of the lozdes spirituall and tempozall, and the commons in this present parlyament assembled, and by auctozitee of the same, ozdeyned establysshed and enacted, that the sayd acte made the sayde third yere of his reygne concernynge the premisses, be good and effectuall, and that from hens forth be duely put in execucion,

Errour. Delaie. Veracion.

Cap. xxi. Be it establysshed ozdeyned and enacted by the auctozitie of this present parlyament, that no maner of person from henceforth brynge oz cause foz to be brought into this realme of Englande to be solde, any maner silke wzought by it selfe, oz with any other stuffe in any place out of this realme in rybandes, laces, gyrdelles, cozses, calles, cozles of tissues, oz poyntes, vpon peyne of forfayture of all the same rybandes, laces, gyrdelles, cozses, calles, cozles of tyssues and poyntes: and euery of them, in whose handes so euer they be founde, oz the value of the same, the one moytie of the sayd forfayture to our souereigne lozde the kynge, and the other moytie therof vnto any of the kinges subiectes that wyll sease of the same, the whiche to do, it shabe lawfull to euery of the kynges subiectes at all tymes. And that it shall be lawfull to euery person, as well straunger as other, to bryng in to this realme from hens-

Wyrke wzought beyonde sea.

forth

for the all other maner of silkes, as well wrought as rawe or vnwrought, to sell at his or their pleasure, any acte or actes of parliament heretofore to bee contrary made in any wise not withstandinge. And that it shalbe lefull to all persons, that haue any suche ribandes, laces, girdelles, calles, corses of tissues, or pointes, wrought beyonde the sea, brought into this lande by the kynges lycence, and to be solde, to make sale of the same, and euery persone therof to haue lycence and libertie therto to the feast of Penthecost, that shall be in the yere of our lorde. M. CCCCC. v.

Cap. xxii. Calays. Attourney. Factour. Staple.

¶Where in the parlyamente holden in the fourthe yere of the reigne of our souereine lorde kynge Henry the seuenth, it was ordeined enacted and established, by auctoritee of the same parlyament, that none inhabitaunte nor burgeis of the towne of Caleis or marches of the same than beinge, or at any tyme there after to be, before the. vi. date of Aprille, the yere of our lorde god. M. CCCC. lxxxviii. shuld be factour or attourney within the said towne of Caleis or marches of the same, to or for any marchaunt of the staple there than dwellinge within this realme, or that after that shulde dwell, to bye or sell for them or any of them any wolle wolfelles or other marchaundises of the saide staple, but suche as shulde be very menall and meere seruauntes or apprentices vnto marchauntes, than dwellers or that after that shuld dwell within this realme of Englande, and by them sent or to be sent vnto the saide staple. By reason of the whiche ordinaunce acte and statute, many than inhabitauntes of the saide towne before that tyme getting their lyuinge, and kepinge within the same towne honest housholdes by the gaine and auauntage that thei had of the dealinge and occupyinge as factours and attourneies, within the same towne for other marchauntes of the staple, dwellinge in the parties of this realme, are now departed out of the said towne, and the towne therby sore decayed, and by the saide inhabitauntes marchauntes sesinge the kynges generall priuilege in that behalfe. Be it therfore by auctoritee of this present parliament ordeined and enacted, that this acte and ordinaunce aboue saide be from henceforthe vtterly adnulled, voide, and of none effecte.

Cap. xxiii. Stilyarde.

¶Be it ordeined established enacted and prouided, by the kynge our souereine lorde, by the aduise of the lordes spirituall and temporal, and the commons of the same in this present parlyament assembled, for marchauntes of the Hanse in Almaine, hauinge the house in the citee of London commonly called Guilhalda Theutonicorum, that by auctoritee of this saide parlyament euery acte statute or ordinaunce, actes statutes or ordinaunces heretofore made, not concerninge marchauntes marchandises or other wares, extende not to the preiudice hurt or charge of the saide marchauntes of the Hanse contrary to their auncient lyberties priuileges fre vsages and customes of olde tyme graunted to the saide marchauntes of the Hanse as well by the kynges noble progenitours, and ratified and confirmed by the kynges grace, as by auctoritee of diuers parlyamentes: but that all suche acte statute and ordinaunce, actes statutes and ordinaunces so made or to be made in derogacion of their said liberties, priuileges free vsages and customes stande and be as

as againſt the ſaide merchauntes and their ſucceſſours and euery of them
voide repealed annulled and of none effecte, any acte ſtatute or ordinaunce,
actes ſtatutes or ordinaunces to the contrary made or to bee made not with-
ſtandinge. Prouided alwaie that this acte or any thinge therin conteined ex-
tende not, or be in any wiſe preiudiciall or hurtefull to the maire ſhiriffes ci-
London. tezins or communaltie of the citie of London, or any of them, or to the ſucceſ-
ſours of any of them, of or for any entrees, lyberties, priuileges, fraunchiſes,
or other thing to them or any of them giuen or graunted by the kynges moſte
noble progenitours or predeceſſours kynges of this realme, or by auctoritee
of this parlyament or otherwiſe, this preſent acte or any thinge therin conte-
ned not withſtandinge.

Ca. xxiiii. ¶ In conſideracion that the ſhyre courte of and for the ſhire of Suſſex, hol-
Shyre courte. den and kepte in the citie of Chicheſter, whiche is in the extreme partie of the
Chicheſter. ſame ſhyre, the ſame ſhire beinge. lxx. myles in lengthe: by reaſon wherof
diuers and many of the kynges ſubiectes, inhabitinge that ſhyre, are ſome-
time outlawed, and ſomtimes loſe great ſummes of money in that courte ey-
ther haue knowlage therof, to their vtter vndoinge. Be it therfore enacted
by the auctoritee of this preſent parlyament, that from the feaſt of Eſter next
commynge, the ſhyre courte for that ſhyre ſhall be holden and kepte one time
at Chicheſter aforeſaide, and the nexte tyme at the borough of Lewes, which
borough is in the middes of that ſhyre, and ſo to bee kepte Alternis vicibus,
for euer: And euery ſhyre courte holden to the contrary hereof, and al thin-
ges therin done, to be voide.

¶ Here endeth the ſtatutes of kynge
Henry the ſeuenth.

GOD SAVE THE KYNGE.

UMI

LONDINI in officina Thomæ Berleti typis impreſſ.

Cum priuilegio ad imprimendum ſolum.

ANNO. M. D. XLIII.